



# Fillmore County Board Minutes



January 8, 2013

## Reorganization Meeting

The Fillmore County Board of Supervisors convened to reorganize, as required by statute, in open and public session at 9:09 a.m. on January 8, 2013, in the Courthouse Boardroom in Geneva, Nebraska. Members present were Capek, Yates, Cerny, Neiman, Mueller, Galusha, and Noel. The County Clerk was present to record the minutes of the meeting. Kim Gewecke, Dayle Harlow, and Amber Taylor were present for the meeting as part of their Odegeo leadership program.

Notice of the meeting was given by posting. 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 9:31 a.m.

## ELECTION OF CHAIRMAN

The County Clerk, acting as temporary Chairman, called the meeting to order at 9:09 a.m. The first order of business was the election of a Chairman for the year 2013. Noel nominated Cerny and there were no other nominations from the floor. Capek moved and Mueller seconded that the nominations cease and that a unanimous ballot be cast. Upon roll call, the vote was as follows:

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

The County Clerk as acting temporary Chairman declared the motion carried.

The temporary Chairman stated Cerny will be the 2013 Chairman and Cerny assumed the Chair.

## ELECTION OF VICE-CHAIRMAN

Chairman Cerny asked for nominations for Vice-Chairman. Yates nominated Noel and there were no other nominations from the floor. Yates moved and Neiman seconded the motion that nominations cease and that a unanimous ballot be cast. Upon roll call, the vote was as follows:

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

The Chairman declared that Noel would be Vice-Chairman of the Board for 2013.

## NAMING OFFICIAL BANK DEPOSITORIES

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

### RESOLUTION 2013-01

**BE IT RESOLVED** by the Fillmore County Board of Supervisors that the Generations Bank (fka 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: Galusha, Noel, Capek, Yates, Cerny, Neiman, and Mueller  
Nays: None

The Chairman declared the resolution adopted.

## AUTHORIZED INVESTMENTS



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

## **RESOLUTION 2013-02**

**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.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the resolution adopted.

## **DEPOSIT OF SURPLUS FUNDS**

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

## **RESOLUTION 2013-03**

**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:

Generations Bank (fka First National Bank of Exeter)	\$ 3,672,251.31
Geneva State Bank of Geneva, Shickley, Grafton, and Fairmont	\$ 20,781,800.00
York State Bank & Trust Company of Geneva & York	\$ 14,765,291.54
Cornerstone Bank of York and Geneva	\$ 98,048,468.35
Farmers and Merchants Bank of Milligan	\$ 5,338,363.79

**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 2013, 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.



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Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the resolution adopted.

## **SECURITIES COMMITTEE**

Mueller moved and Galusha 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: Yates, Cerny, Neiman, Mueller, Galusha, Noel, and Capek

Nays: None

The Chairman declared the motion carried.

## **CLAIMS APPROVAL**

Noel moved and Neiman 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, Neiman, Mueller, Galusha, Noel, Capek, and Yates

Nays: None

The Chairman declared the motion carried.

## **EQUIPMENT PURCHASE**

Capek moved and Mueller seconded the motion requiring all officials, elected or appointed, must bring to the entire 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: Neiman, Mueller, Galusha, Noel, Capek, Yates, and Cerny

Nays: None

The Chairman declared the motion carried.

## **LEGAL NEWSPAPER AND WEBSITE**

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

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

Nays: None

The Chairman declared the motion carried.

## **PUBLIC HEALTH BOARD**

Capek 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; Chairman of the Board of Supervisors, Larry Cerny; and Fillmore County Hospital Chief of Staff, to the Fillmore County Public Health Board for a one year term beginning January 1, 2013 and ending December 31, 2013. Upon roll call, the vote was as follows:



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

Nays: None

The Chairman declared the motion carried.

## ROAD REPORTS TO SUPERVISORS

Galusha moved and Yates 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: Noel, Capek, Yates, Cerny, Neiman, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.

## CONTRACT WITH GENEVA WELDING & SUPPLY

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

### RESOLUTION 2013-04

**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: Capek, Cerny, Neiman, Mueller, Galusha, and Noel

Nays: None

Abstaining due to conflict of interest: Yates

The Chairman declared the resolution adopted.

## REPRESENTATIVE TO FILLMORE COUNTY HOSPITAL BOARD



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After discussion, Mueller moved and Neiman seconded the motion to appoint Steve Yates as a nonvoting member to the Fillmore County Hospital Board beginning January 1, 2013 and ending December 31, 2013. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## COUNTY PHYSICIAN

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

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

The Chairman declared the motion carried.

## REPRESENTATIVE TO DEVELOPMENT CORPORATION MEETINGS

After discussion, Mueller moved and Neiman seconded the motion to appoint Merle Noel 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, 2013 and ending December 31, 2013. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## HOSPITAL BUILD AMERICA BONDS

After discussion, Noel moved and Yates seconded the motion to authorize the Chairman and Vice-Chairman to sign Form 8038-CP for the Hospital Build America Bonds from January 1, 2013 to December 31, 2013. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## ADJOURNMENT

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

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

The Chairman declared the motion carried.

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Attest

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Chairman





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The Fillmore County Board of Supervisors convened in open and public session at 9:45 a.m., January 8, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Yates, Neiman, Mueller, Galusha, and Noel. The County Clerk was present to record the minutes of the meeting. Kim Gewecke, Dayle Harlow, and Amber Taylor were present for part of the meeting as part of their Odegeo leadership program.

Notice of the meeting was given by posting. 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.

## MINUTES APPROVED

Chairman Cerny declared the minutes from the December 26, 2012 Board meeting approved as presented.

## SEMI-ANNUAL REPORT

County Treasurer, Barbara Trapp submitted the Semi-Annual report to the Board for July 1, 2012 to December 31, 2012.

## FEE REPORTS

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

**County Clerk:** \$163,851.48 (State \$114,948.53 & County \$48,902.95)

**Clerk of District Court:** \$295.34

**Sheriff:** \$1,549.60

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## RELAY FOR LIFE

Kim Gewecke, Dayle Harlow, and Amber Taylor requested to use the courthouse lawn for the Relay for Life on July 27<sup>th</sup> and 28<sup>th</sup>, 2013. After discussion, the Board approved the Relay for Life to use the Courthouse lawn and Kim will keep Yates and Cerny updated in the progress to bring to the entire Board.

## DRIVEWAY PERMITS

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

S & W Holdings, Inc. – extend an existing driveway on the west side of the NW ¼, Section 21-8-2, Fairmont Township.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## ONE & SIX YEAR PLAN



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After discussion, Mueller moved and Noel seconded the motion to authorize Highway Superintendent, Pat Halbur to advertise for the hearing regarding One & Six year plan. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## ZONING REGULATIONS

Planning and Zoning Administrator, Donna Mainwaring informed the Board that at the January 22, 2013 meeting there would be a hearing to approve the new zoning regulations. Donna informed the Board of a few changes in the subdivision regulations. Donna also asked the Board if they would like to adopt pipeline regulations. After discussion, the Board feels that Federal and State regulations are being met so that is sufficient.

## SOUTHEAST COMMUNITY COLLEGE

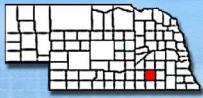
Jack Huck, President of Southeast Community College presented the annual report to the Board.

## CLAIMS

The claims were presented for payment. The following abbreviations describe the expenditures: Equip – equipment, HDM's – home delivered meals, Insur – insurance, Main – maintenance, Mtgs – meetings, Mile – mileage, Misc – miscellaneous, Post – postage, Pro – proceedings, Rep – repairs, Ret – retirement, Ser – service, SS – social security, Sup – supplies, Uni – uniform allowance, Uti – utilities, Wksh – workshop expense.

### GENERAL FUND:

Howard F. Ach	Rent, Post	3,263.51
Action Auto Supply	Sup	14.15
All Around Lawn Care	Ser	30.00
Ameritas Life Insurance Corp.	Ret	3,589.05
Applied Concepts, Inc.	Sup	220.72
Aqua Plumbing & Heating, LLC	Rep	45.00
Black Hills Energy	Uti	1,549.30
Blue Cross Blue Shield of Nebraska	Insur	22,992.12
Blue Valley Community Action Partnership	Budget request	4,081.00
Todd Boller	Meals, Mile	133.03
Bottorf & Maser, Attorneys at Law	Ser, Mile	476.25
Century Lumber Center	Sup	4.77
City of Geneva	Uti	294.00
Constellation Energy	Uti	90.41
Gaylord Craddock	Mile	56.61
Des Moines Stamp, Mfg. Co.	Sup	33.20
Judy Dondlinger	Ser	108.00
Eakes Office Plus	Ser	60.00
Sharon Elznic	Mtgs, Mile	91.62
Erdkamp Motors	Main	36.00
Fillmore County Development Corp.	Budget Request, HOME project	17,653.31
Fillmore County Hospital	Sup	132.60
Fillmore County Treasurer	Misc	20.00
First Concord Benefits Group, LLC	Ser, Insur	2,406.46
Galls, LLC	Sup	524.93
Geneva Home Center	Sup	28.50
Geneva Senior Center	Rent, Misc.	50.69
Geneva State Bank	SS	3,695.06
Geneva Tire Pros	Rep, Main	395.71
Richard Girmus	Mtgs, Mile	43.32
Matt Harre	Mtgs, Mile	65.52



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Frances Heinrichs	Mile	56.61
Hilty's	Sup	238.71
Jennifer Hoarty	Ser	168.00
Holiday Inn	Lodging	2,183.85
Hometown Leasing	Ser	821.32
Ron Isley	Mile	43.29
Steve Julich	Post	7.59
Kaiser Auto Supply, LLC	Sup	62.15
Dean Kassik	Mtgs, Mile	94.95
Kerry's Auto Repair & Service	Main	55.35
Kopchas Sanitation, Inc.	Uti	65.00
Stephen J. Kraviec	Ser, Post	1,725.83
Madison National Life	Insur	178.27
Dan Mainwaring	Mtgs, Mile	38.88
Microfilm Imaging Systems, Inc.	Ser	75.00
Mid-American Research Chemical	Sup	408.00
MIPS, Inc.	Ser	2,889.16
Morley Most	Mtgs, Mile	98.28
Brenda Motis	Mile	82.14
Nebraska Association of County Clerks, Register of Deeds, & Election Comm.	Dues	75.00
Nebraska Law Enforcement Training Center	Lodging	162.00
Nebraska Sheriff's Association	Dues	120.00
The Nebraska Signal	Pro, Ads	466.04
NIRMA	Insur	2,395.00
Reg Noel	Mtgs, Mile	94.95
Leonard Oldehoeft	Mile	28.86
Dawn Opfer	Sup	55.28
Proforma	Sup	587.64
Protex Central, Inc.	Ser	238.00
Seiler & Parker, PC	Ser, Mile	1,211.00
Service Press	Sup	249.50
Shell Fleet Plus	Fuel	2,635.64
Southeast Nebraska Development District	Ser, HOME project	3,196.10
State of Nebraska AS Central Finance	Ser	448.00
State of Nebraska – Dept. of Labor	Boiler Inspection	36.00
State of Nebraska Public Health Envir. Lab.	Ser	98.00
Allan Stuckey	Mtgs, Mile	63.30
US Bank, CPS	Meals, Misc., Sup, Post	823.97
Reid Velte	Ser	125.00
Robert Waltrip	Mtgs, Mile	63.30
Weaver Pharmacy	Sup	12.99
Daniel L. Werner, PC, LLO	Ser, Mile	1,369.35
What's Happening	Ad	20.00
Windstream	Uti	190.86
York County Sheriff	Ser	18.50
Payroll	Salaries	51,725.15

## **ROAD/BRIDGE FUND:**

Action Auto Supply	Sup	20.06
Ameritas Life Insurance Corp.	Ret	1,590.61
Black Hills Energy	Uti	684.20
Blue Cross Blue Shield of Nebraska	Insur	12,134.73
Casey's General Stores	Fuel	2,030.61
Century Lumber Center	Rep, Sup	146.94
City of Geneva	Uti	57.00
CRA Payment Center	Parts	244.36
Dorchester Farmers Coop	Fuel	5,971.10





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Geneva Implement Co., Inc.	Parts	26.53
Geneva State Bank	SS	1,812.04
Geneva Tire Pros	Rep, Main	691.24
Geneva Welding & Supply, Inc.	Equip, Sup	62.97
Holiday Inn	Lodging	94.95
Kaiser Auto Supply, LLC	Parts, Sup	345.37
Kopchos Sanitation, Inc.	Uti	45.00
Madison National Life	Insur	85.27
MIPS, Inc.	Ser	118.64
Moses Motor Company	Parts	32.18
Brian Mussman	Ser	4,760.00
Nebraska Department of Revenue	Sales Tax	97.07
Nick's Farm Store Co.	Rep	14.98
Perennial Public Power District	Uti	81.75
Roit Repair	Rep	6.79
Shell Fleet Plus	Fuel	1,312.95
US Bank CPS	Meals	5.46
Village of Grafton	Uti	26.19
Village of Ohioa	Uti	20.00
Payroll	Salaries	24,161.40

## **SHERIFF – SPECIAL LAW ENFORCEMENT GRANT FUND:**

Ameritas Life Insurance Corp.	Ret	201.21
Geneva State Bank	SS	198.63
Payroll	Salaries	2,596.34

## **HOSPITAL OPERATING FUND:**

Fillmore County Hospital	Dec. Taxes	20,020.20
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## **CLAIMS APPROVED**

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

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

The Chairman declared the motion carried.

## **EMERGENCY ACTION ITEM**

After discussion, Yates moved and Noel seconded the motion to add an emergency item to the agenda regarding a bill submitted from Stutzman Digging. Upon roll call, the vote was as follows:

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

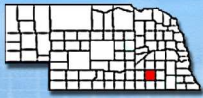
The Chairman declared the motion carried.

## **INVOICE FOR STUTZMAN DIGGING**

Yates moved and Capek seconded the motion to authorize the invoice from Stutzman Digging for the Ag Society building to be paid with payroll on January 11, 2013. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.



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## ADJOURNMENT

As there were no other items to come before the Board, Capek moved and Neiman seconded the motion to adjourn until 9:00 a.m. on January 22, 2013. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

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Attest

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Chairman



# Fillmore County Board Minutes



January 22, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., January 22, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Yates, Galusha, Mueller, Neiman, and Noel. Capek was absent. The County Clerk was present to record the minutes of the meeting. Conley Kennel was present for a portion of the meeting as part of his Odegeo leadership program.

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 1:49 p.m.

## MINUTES APPROVED

Chairman of the Board, Cerny declared the minutes of the January 8, 2013 Board meeting were approved as presented.

## SEED CLEANER BID LETTING

Bids were opened at 9:15 a.m. as advertised to sell the seed cleaner. The following bids were received:

<b><u>BIDDER</u></b>	<b><u>AMOUNT</u></b>
Duane Vogt, Blair, NE	\$3,500.00
Paul Swanson, Hastings, NE	\$ 301.00
Commodity Traders International, Trilla, IL	\$8,977.00
Mike Rooney, Bird City, KS	\$3,175.00
Charles Ohmstede, Guide Rock, NE	\$3,155.00
Dale Wurtele, Nebraska City, NE	\$2,550.00
Midwest Research Inc., York, NE	\$7,500.00

## SEED CLEANER

After discussion, Mueller moved and Yates seconded the motion to accept all bids and to sell the seed cleaner to Commodity Traders International for \$8,977.00. Upon roll call, the vote was as follows:

Ayes: Yates, Neiman, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.

## WEED BOARD APPOINTMENT

Todd Boller, Noxious Weed Superintendent requested that Jerry Chapman be appointed to the Noxious Weed Board.

Galusha moved and Neiman seconded the motion to appoint Jerry Chapman to the Noxious Weed Board beginning January 22, 2013 and ending January 2017 to fill the vacancy. Upon roll call, the vote was as follows:

Ayes: Neiman, Noel, Cerny, Mueller, Galusha, and Yates

Nays: None

The Chairman declared the motion carried.

## DRIVEWAY PERMIT

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

Kurt Kleinschmidt – extend an existing driveway on the south side of the SW ¼, Section 23-8-4, Grafton Township.



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Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Yates, and Neiman

Nays: None

The Chairman declared the motion carried.

## OCCUPY COUNTY RIGHT-OF-WAY

Mueller moved and Noel seconded the motion to approve the following occupy county right-of-way permit as follows:

Joel Pospisil – install an electrical and water line between the SE ¼, Section 12-7-1 and the NE ¼, Section 13-7-1, 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 Fillmore County public right-of-way.

Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Yates, Neiman, and Noel

Nays: None

The Chairman declared the motion carried.

## PARKING ON COUNTY PROPERTY

Pat Halbur, Highway Superintendent informed the Board that she was asked if someone could park a vehicle at the County Shop in Shickley.

After discussion, Yates moved and Neiman seconded the motion to not allow any non-county vehicles to be parked on County property. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Yates, Neiman, Noel, and Cerny

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:

A-1 Body & Glass	Rep	250.00
All Around Lawn Care	Ser	30.00
Ameritas Life Insurance Corp.	Ret	3,530.65
Aqua Plumbing & Heating LLC	Rep	45.00
Aramark Uniform Services, Inc.	Ser	637.59
Auto Value Parts Stores	Sup	111.08
Axis Capital, Inc.	Ser	249.00
Marilyn Christianity	Ret	25.00
City of Geneva	Rent	484.00
Corner Stop	Fuel	548.08
Dell Marketing, LP	Equip	2,465.18
Eakes Office Plus	Sup	1,658.95
Earls Window Service	Ser	6.00
Merlin Ehmen	Ret	22.00
Exeter Care Center	HDM's	141.75



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Fillmore County Clerk	Misc	16.00
Fillmore County Clerk of the District Court	Fees	35.00
Fillmore County Hospital	Ser	70.00
Fillmore County Medical Center	Ser	35.24
Fillmore County Treasurer	Sup, Post, Misc	416.25
First Concord Group, Inc.	Insur, Ser	1,459.76
Galls	Sup	40.98
Geneva Broadband, LLC	Uti	127.96
Geneva Home Center	Sup	15.23
Geneva State Bank	SS	3,654.55
Geneva Super Foods	Sup	634.95
Norma Gregory	Ret	25.00
Barbara (Erdkamp) Hein	Ret	96.00
Hilty's	Sup	7.20
JEO Consulting Group, Inc.	Ser	730.00
Steve Julich	Post	7.59
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Uti	2,807.41
Knoche Appraisal & Consulting, LLC	Ser, Mile	1,205.40
Kopchos Sanitation, Inc.	Ser	16.50
Madison National Life	Insur	5.34
MailFinance	Ser	215.03
Maximus	Ser	2,408.58
Ann H. McDonald	Ret	18.00
Mid-American Research Chemical	Sup	190.99
Mid-States Organized Crime Information	Dues	100.00
Midwest Mailing Systems, Inc.	Sup	235.00
Milligan Towing	Ser	176.00
MIPS, Inc.	Ser, Sup	827.90
Rich Mueller/Thomas Biegert	Rent	650.00
Lynn Mussman	Meal	20.00
Nebraska Association of County Treasurers	Dues	75.00
Nebraska Public Power District	Uti	2,764.75
Vernon Pearson	Ret	48.00
Plains Equipment Group	Rep	58.99
R & R Services	Ser	70.00
Red Willow County Sheriff	Ser	10.76
Region V Services	Budget request	2,621.00
Saline County Clerk	Drug Court	2,280.00
Albert Simacek	Ret	24.00
Lee Bauer Smith	Ret	108.00
State of Nebraska AS Central Services	Ser	61.25
State of Nebraska Health & Human Serv.	Nov. patient care	186.00
Deanna Strothkamp	Ret	72.00
Luetta Strothkamp	Ret	96.00
Mary C. Tesar	Ret	24.00
Thayer County Sheriff	Ser	47.53
Total Funds by Hasler	Post	1,400.00
University of Nebraska – Lincoln	Salary, Ads	535.80
Us Bank CPS	Post, Sup	241.43
USDA, APHIS	Budget request	3,818.50
Brandy VanDeWalle	Uti	25.00
Bea Vavra	Ret	84.00
Carol Vejraska	Ret	23.08
Verizon Wireless	Uti	575.76
Whelan, Scherr, Glen & Mead	Ser	176.25
Windstream	Uti	1,296.99
York County Sheriff	Ser	21.50
Payroll	Salaries	51,509.46





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## **ROAD/BRIDGE FUND:**

Ameritas Life Insurance Corp.	Ret	1,582.83
Auto Value Parts Stores	Parts, Sup, Main	339.83
Rex Bahe	Ret	25.00
Dorchester Farmers Coop	Fuel, Rep	539.31
Geneva Broadband, LLC	Uti	39.99
Geneva Home Center	Sup	67.48
Geneva State Bank	SS	1,788.28
Geneva Super Foods	Sup	23.83
Dale Goeking	Ret	96.00
Ralph Gould	Ret	18.00
Grafton Oil, Inc.	Fuel	1,505.79
Ronald Isley	Ret	103.86
Lichti Oil	Fuel, Parts, Main	2,018.58
Mike's Radiator & Tire	Rep	40.00
Nebraska Public Power District	Uti	528.33
Newman Traffic Signs	Sup, Equip	469.65
NMC Exchange, LLC	Parts	591.44
Speece Lewis Engineers	Ser, Fees	13,118.45
Verizon Wireless	Uti	68.30
Village of Exeter	Uti	17.50
Village of Fairmont	Uti	43.39
Village of Milligan	Uti	24.02
Windstream	Uti	101.43
Donald D. Wittmack	Ret	12.00
Payroll	Salaries	23,875.64

## **SHERIFF – SPECIAL LAW ENFORCEMENT FUND:**

Ameritas Life Insurance Corp.	Ret	238.02
Geneva State Bank	SS	234.95
Payroll	Salaries	3,071.28

## **911 WIRELESS FUND:**

Metro Leasing Company	Ser	794.89
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## **AG SOCIETY BUILDING FUND:**

Stutzman Digging	Ser, Rep	18,190.89
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## **E911 COMMUNICATIONS FUND:**

Geneva Broadband, LLC	Uti	63.98
Nebraska Public Power District	Uti	197.15
Windstream	Uti	1,036.97

## **CLAIMS APPROVED**

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

Ayes: Galusha, Yates, Neiman, Noel, Cerny, and Mueller

Nays: None

The Chairman declared the motion carried.

## **PRIBYL BROTHERS 1<sup>ST</sup> SUBDIVISION**

Planning and Zoning Administrator, Donna Mainwaring submitted the Pribyl Brothers 1<sup>st</sup> Subdivision plat located in the NE ¼ of the NW ¼, Section 9-6-1, Glengary Township.



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Mueller moved and Neiman seconded the motion to approve the Pribyl Brothers 1<sup>st</sup> Subdivision in the NE ¼ of the NW ¼, Section 9-6-1, Glengary Township as presented more particularly described as follows: commencing at the northeast corner of the northwest quarter of Section 9; thence south 0°12'59" east (bearing from Krueger center line highway survey), on quarter section line, a distance of 81.50 feet to the south highway right-of-way of Highway 41; thence north 84°09'08" west, on said right-of-way, a distance of 28.10 feet to the point of beginning marked with a ¾ inch pipe; thence south 44°39'59" west a distance of 202.93 feet to a ¾ inch pipe; thence south 0°12'59" east a distance of 274.04 feet to a ¾ inch pipe; thence north 48°04'57" west a distance of 633.41 feet to a ¾ inch pipe; thence south 89°55'27" west a distance of 429.35 feet to a ¾ inch pipe; thence north 0°04'33" west a distance of 40.00 feet to a ¾ inch pipe and said south highway right-of-way; thence north 89°55'27" east, on said right-of-way, a distance of 384.92 feet to a ¾ inch pipe; thence north 89°55'27" east, on said right-of-way, a distance of 217.83 feet to a ¾ inch pipe; thence south 84°09'10" east, on said right-of-way, a distance of 441.90 feet to the point of beginning. Containing a calculated area of 3.27 acres, more or less.

Upon roll call, the vote was as follows:

Ayes: Yates, Neiman, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.

## **PRIBYL BROTHERS 2<sup>ND</sup> SUBDIVISION**

Donna Mainwaring, Planning and Zoning Administrator submitted the Pribyl Brothers 2<sup>nd</sup> Subdivision plat located in the SW ¼ of the SE ¼, Section 4-6-1, Glengary Township.

Yates moved and Noel seconded the motion to approve the Pribyl Brothers 2<sup>nd</sup> Subdivision in the SW ¼ of the SE ¼, Section 4-6-1, Glengary Township as presented more particularly described as follows: commencing at the southwest corner of the southeast quarter of Section 4; thence north 0°58'21" west (assumed bearing), on quarter section line, a distance of 68.5 feet to the north highway right-of-way and the point of beginning marked with a ½ inch pipe; thence north 0°58'21" west, on quarter section line, a distance of 749.07 feet to a ¾ inch pipe; thence north 89°55'27" east a distance of 272.03 feet to a ¾ inch pipe; thence south 17°46'18" east a distance of 767.23 feet to a ½ inch pipe and said north right-of-way; thence south 87°49'45" west a distance of 493.85 feet to the point of beginning. Containing a calculated area of 6.53 areas, more or less.

Upon roll call, the vote was as follows:

Ayes: Yates, Neiman, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.

## **BLUE VALLEY COMMUNITY ACTION**

After discussion, Yates moved and Mueller seconded the motion to appoint Ray Capek to the Blue Valley Community Action board with Jeff Neiman as the alternate to fill Albert Simacek's term beginning January 3, 2013 and ending November 30, 2015. Upon roll call, the vote was as follows:

Ayes: Neiman, Noel, Cerny, Mueller, Galusha, and Yates

Nays: None

The Chairman declared the motion carried.

## **PUBLIC HEARING FOR COMPREHENSIVE PLAN & ZONING REGULATIONS**

Opened public hearing to amend the comprehensive plan, zoning regulations, and subdivision regulations for the County and Villages at 1:00 p.m. as advertised. David Potter with JEO Consulting Group presented the amendments to the comprehensive plan, zoning regulations, maps, and subdivision regulations. Donna Mainwaring, Planning & Zoning Administrator; Heather Miller, Planning & Zoning Assistant; Patt Lentfer, Director of Fillmore County Development Corp. were present for the discussion.



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After discussion and no other public comments, Mueller moved and Noel seconded the motion to close the public hearing at 1:32 p.m. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Yates, and Neiman

Nays: None

The Chairman declared the motion carried.

## **ADOPTING COMPREHENSIVE PLAN**

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

### **RESOLUTION 2013-05**

#### **A RESOLUTION TO UPDATE AND ADOPT A REVISED PLANNING PERIOD, NEW GOALS AND POLICIES, UPDATED LAND USE PLAN AND MAPS, AND NEW ENERGY COMPONENT WITHIN THE PUBLIC FACILITIES AND UTILITIES OF THE FILLMORE COUNTY COMPREHENSIVE PLAN**

**WHEREAS**, the duly appointed Planning Commission of Fillmore County, Nebraska has prepared amendments, held the required public hearing on the 21<sup>st</sup> day of January, 2013 with proper notice given, and has given a recommendation to update and approve a revised planning period, new goals and policies, updated land use plan and maps, and new energy component within the public facilities and utilities of the Fillmore County Comprehensive Plan; and

**WHEREAS**, the County Board of Supervisors had given public notice as required by the Nebraska State Statutes, of a hearing held the 22<sup>nd</sup> day of January, 2013 in the Fillmore County Courthouse on the proposed amendments for a revised planning period, new goals and policies, updated land use plan and maps, and new energy component within the public facilities and utilities of the Fillmore County Comprehensive Plan; and

**WHEREAS**, the public hearing has been held pursuant to said notice and all statements received at the hearing have been duly considered by the County Board of Supervisors.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Supervisors of Fillmore County, Nebraska, that: A revised planning period, new goals and policies, updated land use plan and maps, and new energy component within the public facilities and utilities of the Fillmore County Comprehensive Plan is approved.

Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Yates, Neiman, and Noel

Nays: None

The Chairman declared the resolution adopted.

## **ZONING REGULATIONS AND MAPS**

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

### **RESOLUTION 2013-06**

#### **A RESOLUTION TO UPDATE AND ADOPT THE FILLMORE COUNTY ZONING REGULATIONS AND OFFICIAL ZONING MAP**

**WHEREAS**, the duly appointed Planning Commission of Fillmore County, Nebraska has prepared amendments, held the required public hearing on the 21<sup>st</sup> day of January, 2013 with proper notice given, and has given a recommendation to update and approve the Fillmore County Zoning Regulations and Official Zoning Map; and



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**WHEREAS**, the County Board of Supervisors had given public notice as required by the Nebraska State Statutes, of a hearing held the 22<sup>th</sup> day of January, 2013 in the Fillmore County Courthouse on the proposed amendments and update to the Fillmore County Zoning Regulations and Official Zoning Map; and

**WHEREAS**, the public hearing has been held pursuant to said notice and all statements received at the hearing have been duly considered by the County Board of Supervisors.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Supervisors of Fillmore County, Nebraska, that: A complete update to the Fillmore County Zoning Regulations and Official Zoning Map with amendments is approved.

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

## SUBDIVISION REGULATIONS

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

### RESOLUTION 2013-07

#### **A RESOLUTION TO UPDATE AND ADOPT THE FILLMORE COUNTY SUBDIVISION REGULATIONS**

(Including Villages of Exeter, Fairmont, Grafton, Milligan, Ohioa and Shickley)

**WHEREAS**, the duly appointed Planning Commission of Fillmore County, Nebraska has prepared amendments, held the required public hearing on the 21<sup>st</sup> day of January, 2013 with proper notice given, and has given a recommendation to update and approve the Fillmore County Subdivision Regulations; and

**WHEREAS**, the County Board of Supervisors had given public notice as required by the Nebraska State Statutes, of a hearing held the 22<sup>th</sup> day of January, 2013 in the Fillmore County Courthouse on the proposed amendments and update to the Fillmore County Subdivision Regulations; and

**WHEREAS**, the public hearing has been held pursuant to said notice and all statements received at the hearing have been duly considered by the County Board of Supervisors.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Supervisors of Fillmore County, Nebraska, that: A complete update to the Fillmore County Subdivision Regulations, including those for the Villages of Exeter, Fairmont, Grafton, Milligan, Ohioa and Shickley, is approved.

Upon roll call, the vote was as follows:

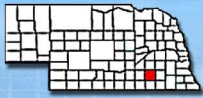
Ayes: Galusha, Yates, Neiman, Noel, Cerny, and Mueller  
Nays: None

The Chairman declared the resolution adopted.

## ADJOURN

As there was no other business to come before the Board, Yates moved and Noel seconded the motion to adjourn until 9:10 a.m., February 12, 2013. Upon roll call, the vote was as follows:

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



# Fillmore County Board Minutes



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The Chairman declared the motion carried.

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Attest

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Chairman





# Fillmore County Board Minutes



February 12, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:42 a.m., February 12, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Yates, Galusha, Mueller, Neiman, and Noel. The County Clerk was present to record the minutes of the meeting. Conley Kennel was present for a portion of the meeting as part of his Odegeo leadership program.

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 2:43 p.m.

## **MINUTES APPROVED**

Chairman of the Board, Cerny declared the minutes of the January 22, 2013 Board meeting were approved as presented.

## **EQUIPMENT IN TREASURER'S OFFICE**

County Treasurer, Barb Trapp requested to purchase four new keyboards with credit card swipes for her office at \$125.00 per keyboard.

After discussion, Yates moved and Capek seconded the motion to purchase the four keyboards. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **CLEAN SILT PERMIT**

Yates moved and Galusha seconded the motion to approve the following clean silt permit as follows:

Jan Wolfteich – to clean silt from the road ditch on the south side of the SW ¼, Section 30-5-1, Franklin Township.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **DRIVEWAY PERMITS**

Neiman moved and Yates seconded the motion to approve the following driveway permit as follows:

TMT Swartzendruber – install two new driveways on the south and east side of the NE ¼, Section 12-5-4, Bryant Township; and

S & W Holdings – extend existing driveway to 40 ft. on the north side of the NW ¼, Section 21-8-2, Fairmont Township.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.



# Fillmore County Board Minutes



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## OCCUPY COUNTY RIGHT-OF-WAY

Galusha moved and Capek seconded the motion to approve the following occupy county right-of-way permit as follows:

Eva Vachal – install an electrical line between the NW ¼, Section 30 and the NE ¼, Section 25-5-1, Franklin Township;

Ross Johnson – install a natural gas line between the NW ¼, Section 11 and either the NE ¼, Section 10 or the SE ¼, Section 10-7-3, Geneva Township or between the SW ¼, Section 11 and the SE ¼, Section 10-7-3, Geneva Township; and

TMT Swartzendruber – install an electrical line in Section 12-5-4, Bryant Township.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## PURCHASE WELDER

Highway Superintendent, Pat Halbur informed the Board that the welder they currently have is not repairable. She requested bids from Metal Works, Midwest Steel, and Geneva Welding & Supply. The following bids were received: Metal Works - \$4,428.00, Geneva Welding & Supply - \$4,525.00, and Midwest Steel no bid submitted.

After discussion, Neiman moved and Mueller seconded the motion to approve the purchase of a new welder from Metal Works for \$4,428.00. Upon roll call, the vote was as follows:

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

Nays: None Abstaining due to conflict of interest: Yates

The Chairman declared the motion carried.

## TOWNSHIP AGREEMENTS

Pat Halbur, Highway Superintendent presented agreements between the County and all townships showing what items each party is responsible for within those townships. NIRMA (the County's insurance carrier) requested that these agreements be approved by each entity.

After discussion, Yates moved and Capek seconded the motion to approve all the township agreements with each township with the exception of Geneva and Bryant as they are closed and fall back to the County. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## GRADING AGAINST TRAFFIC

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

### RESOLUTION 2013-08

**WHEREAS**, it is in the best interest of the employees of the Fillmore County Road Department to make public safety a priority, the Fillmore County Board of Supervisors hereby adopts the following policy:

It will be the policy of Fillmore County that all road employees who operate equipment on Fillmore County road shall not operate heavy equipment against traffic unless circumstances are such that they are left with no other alternative



# Fillmore County Board Minutes



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but to do so. If conditions are such that they must operate heavy equipment against traffic, either the road will be closed to all oncoming traffic (especially if sight distance is encumbered) or, a lead machine will be operated at least 500 feet in advance of the machine traveling against traffic so as to put the traveling public on notice of an oncoming hazard. Both machines will be flagged and appropriate road construction warning signs posted on the road. Under no circumstance shall a lone operator maintain heavy equipment against traffic.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the resolution adopted.

## **ONE AND SIX YEAR PUBLIC HEARING**

Opened public hearing for the One and Six Year Highway Improvement Program at 10:22 a.m.

## **WORK WEEK FOR THE ROAD DEPARTMENT**

After discussion, Capek moved and Neiman seconded the motion to continue with the five day work week at the Road Department. Upon the roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **CLOSE ONE AND SIX YEAR PUBLIC HEARING**

Noel moved and Capek seconded the motion to close the One and Six Year public hearing at 10:41 a.m. as there was no public comment for or against the plan. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **ONE AND SIX YEAR PLAN**

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

### **RESOLUTION 2013-09**

**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:

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 Roads Classification and Standards.
3. The County of Fillmore, Nebraska does hereby adopt the 2013-2014 One (1) and Six (6) Year Program as proposed by the Fillmore County Highway Superintendent, with no changes.



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Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

## DISCUSSION REGARDING HOME PROJECT

Jen Olds, Development Specialist with Southeast Nebraska Development District (SEND) reported that the HOME project has assisted fourteen (14) new homeowners with down payment assistance and/or rehabilitation in Fillmore County. Jen also requested that the Board apply for the 2013 Homebuyer Assistance Program.

After discussion, Neiman moved and Yates seconded the motion to authorize the Chairman to sign the 2013 Pre-Application for the Homebuyer Assistance Program. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## SEQUOIA CONSULTING GROUP

Wesley Ehlers, Manager with Sequoia Consulting Group informed the Board that his company could perform indirect cost allocation services to Fillmore County. After discussion, the Board will table the discussion so they have time to research and review current contract for same services.

## FEE REPORTS

Noel moved and Neiman seconded the motion to approve the fee reports for the month of January 2013:

**County Clerk: \$6,956.29** (State \$2,495.57 & County \$4,460.72)  
**Clerk of the District Court: \$688.19**  
**County Sheriff: \$1,821.44**

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## PHONE DISCUSSION

Greg Baltzer, with Geneva Broadband was present for the discussion regarding phone service for the old hospital as well as trying to save money on current phone lines at courthouse. Greg, Amy Nelson, and Larry Cerny met with Windstream to get some prices for adding lines at old hospital as well as making some changes to our current lines at the Courthouse.

After a lengthy discussion, the Board requested that Amy work with Greg to get this all set up and report back to the Board.

## CLAIMS

The claims were presented for payment. The following abbreviations describe the expenditures: Equip – equipment, HDM's – home delivered meals, Insur – insurance, Main – maintenance, Mtgs – meetings, Mile – mileage, Misc – miscellaneous, Post – postage, Pro – proceedings, Rep – repairs, Ret – retirement, Ser – service, SS – social security, Sup – supplies, Uti – utilities, Wksh – workshop expense.



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## GENERAL FUND:

Howard F. Ach	Rent, Post, Uti	3,283.97
All Around Lawn Care	Ser	50.00
Ameritas Life Insurance Corp.	Ret	6,718.21
Jon Anderson	Misc	35.75
Andrews Electric Co., Inc.	Ser	65.00
Aramark Uniform Services, Inc.	Ser	519.32
Axis Capital, Inc.	Ser	249.00
Lois Bernasek	Misc	35.75
Black Hills Energy	Uti	3,735.06
Blue Cross Blue Shield of Nebraska	Insur	22,992.12
Bottorf & Maser, Attorney at Law	Ser	168.75
Megan Burda	Wksh	90.00
Daryl Callenius	Misc	35.75
City of Geneva	Uti	284.40
Constellation Energy	Uti	190.98
Brandie Conway	Misc	35.75
Corner Stop	Fuel	632.19
Cottonwood Title Company, LLC	Ser	500.00
Dell Marketing, LP	Sup	576.95
Des Moines Stamp Manufacturing Co.	Sup	32.00
Judy Dondlinger	Ser	132.00
Eakes Office Plus	Sup	592.80
Earls Window Service	Ser	6.00
Erdkamp Motors	Main	36.00
Exeter Care Center	HDM's	178.50
Fillmore County Clerk	Ser	66.00
Fillmore County Clerk of District Court	Fees	367.00
Fillmore County Development Corp.	HOME project	17,500.00
Fillmore County Hospital	Ser	191.60
Fillmore County Sheriff	Fees	606.04
First Concord Benefits Group, LLC	Ser, Insur	1,264.00
Geneva Home Center	Sup	122.63
Geneva Senior Center	Rent	35.00
Geneva State Bank	SS	6,964.75
Geneva Super Foods	Sup	1,193.81
Geneva Tire Pros	Rep, Main	1,157.02
Bob Hester	Misc	35.75
Hilty's	Sup	198.49
Jennifer Hoarty	Ser	108.00
Hometown Leasing	Ser	662.28
Steve Julich	Misc	35.75
Kelch Plumbing, Heating, Refrigeration, Inc.	Rep	50.00
Knoche Appraisal & Consulting, LLC	Ser, Mile	2,431.09
Kopchos Sanitation, Inc.	Ser	81.50
Stephen J. Kraviec	Ser, Post	1,726.48
KRVN	Ads	100.00
Madison National Life	Insur	173.99
Brenda McGuire	Mile	219.22
Microfilm Imaging Systems, Inc.	Ser	75.00
MIPS, Inc.	Ser, Misc	3,519.46
Brenda Motis	Mile	61.60
Nebraska Association of County Officials	Wksh	400.00
Nebraska Farmer – Farm Progress Co.	Subscription	39.95
The Nebraska Signal	Ads, Pro, Sup	1,266.88
Nick's Farm Store Co.	Sup	12.42
Dawn Opfer	Sup, Misc	102.39
Postmaster	Post	138.60
Quality Inn & Suites	Lodging	74.00





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Steve Roemmich	Misc	35.75
Dick Schoenholz Real Estate & Auction	Ser	50.00
Seiler & Parker, PC	Ser, Post	61.75
Service Press	Sup	173.00
Shell Fleet Plus	Fuel	2,460.05
Southeast Nebraska Development District	HOME project	2,414.09
State of Nebraska AS Central Finance	Ser	448.00
State of Nebraska Public Health Envir. Lab.	Ser	98.00
Staybridge Suites	Lodging	116.00
Sullivan Shoemaker PC, LLO	Ser	1,677.00
Thayer County Sheriff	Ser	7.00
Trailblazer Resource Conservation & Development Council	Dues	200.00
UN-L IS Communications Center	Uti	5.61
US Bank CPS	Post, Meals, Lodging	249.14
Reid S. Velte	Ser	150.00
Liz Wendt	Misc	35.75
Windstream	Uti	1,332.02
Kayla Zoubek	Misc	35.75
Payroll	Salaries	97,738.46

## ROAD/BRIDGE FUND:

Action Auto Supply	Parts	8.91
Ameritas Life Insurance Corp.	Ret	3,282.10
Auto Value Parts Stores	Sup	24.03
B & J Automotive, LLC	Rep, Main	305.49
Black Hills Energy	Uti	1,396.37
Blue Cross Blue Shield of Nebraska	Insur	12,134.73
B'S Enterprises, Inc.	Sup	1,060.00
The Boulder Company	Sup	42.17
Casey's General Stores	Fuel	138.00
Century Lumber Center	Parts, Sup	378.22
City of Geneva	Uti, Sup	965.39
Dorchester Farmers Coop	Fuel, Rep	3,867.97
Exeter Lumber Company	Rep	72.00
Filter Care of Nebraska	Parts	18.75
Friesen Chevrolet, Inc.	Equip	26,265.00
Geneva Home Center	Sup	136.72
Geneva Implement Co., Inc.	Parts	14.94
Geneva State Bank	SS	3,730.83
Geneva Super Foods	Sup	16.50
Geneva Tire Pros	Rep, Main	209.25
Geneva Welding & Supply, Inc.	Parts, Sup	681.63
Grafton Mini Mart	Fuel	160.88
Grafton Oil, Inc.	Fuel, Main	3,376.37
John Deere Financial	Parts, Sup	201.01
Kaiser Auto Supply, LLC	Parts, Sup, Rep	585.61
Kopchos Sanitation, Inc.	Ser	45.00
Lichti Oil	Fuel, Parts, Sup	6,003.22
Madison National Life	Insur	85.27
MIPS, Inc.	Ser	118.64
Momar, Inc.	Sup	228.39
Nebraska Association of Co. Engineers	Dues	25.00
Nebr. Iowa Industrial Fasteners Corp.	Sup	206.07
The Nebraska Signal	Ad	18.91
Nebraska Truck & Equipment	Parts	154.36
Newman Traffic Signs	Sup	105.13
Nichols Construction	Gravel	1,475.47
Office Depot Credit Plan	Sup	180.89



# Fillmore County Board Minutes



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Perennial Public Power District	Uti	292.79
Power Plan	Parts	52.02
Shell Fleet Plus	Fuel	1,761.96
Titan Machinery	Parts	74.71
US Postal Service	Post, Sup	284.30
Village of Exeter	Uti	17.50
Village of Grafton	Uti	26.19
Wick's Sterling Trucks	Parts, Rep	1,709.69
Yant Equipment, Inc.	Rep	856.50
Zep Manufacturing Company	Sup	184.10
Payroll	Salaries	49,767.79

## **SHERIFF – SPECIAL LAW ENFORCEMENT FUND:**

Ameritas Life Insurance Corp.	Ret	248.00
Geneva State Bank	SS	244.80
Payroll	Salaries	3,200.00

## **INHERITANCE TAX FUND:**

Geis Steel Tech, Inc.	Equip	750.00
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## **AG SOCIETY BUILDING FUND:**

JP Morgan Chase Bank	Wire fees	6.00
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## **HOSPITAL OPERATING FUND:**

Fillmore County Hospital	January taxes	3,096.19
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## **E911 COMMUNICATIONS FUND:**

Andrews Electric Co., Inc.	Rep, Main	757.53
Windstream	Uti	914.97

## **CLAIMS APPROVED**

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

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

The Chairman declared the motion carried.

## **GRAFTON RURAL FIRE BOND**

Yates moved and Galusha seconded the motion to approve the bond for Jerry L. Otte as the Treasurer for the Grafton Rural Fire Protection District. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## **AUDIT REPORT**

After discussion, Noel moved and Neiman seconded the motion to approve the annual audit report for fiscal year 2011/2012 and requested it be placed on file in the County Clerk's office. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.



# Fillmore County Board Minutes



February 12, 2013

## EXTENSION BOARD MEMBERS

Yates moved and Mueller seconded the motion to appoint Patt Lentfer and Michele Rayburn to the Extension Board for a three year term beginning January 1, 2013 and ending December 31, 2015. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## EMPLOYEE RECOGNITION DINNER

Mueller moved and Capek seconded the motion to approve the Employee Recognition Dinner on March 15, 2013 at Gary's Brickhouse in Grafton. Upon roll call, the vote was follows:

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

The Chairman declared the motion carried.

## OLD HOSPITAL

Larry Cerny showed the Board where he has designated portions of the old medical clinic for County office space. After discussion, Larry will be contacting local contractors to discuss the process and cost.

## ADJOURN

Agenda item "Emergency Management & Planning and Zoning office" was tabled to a future meeting. As there was no other business to come before the Board, Yates moved and Noel seconded the motion to adjourn until 9:10 a.m., February 12, 2013. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

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Attest

Chairman



# Fillmore County Board Minutes



February 26, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., February 26, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Yates, Galusha, Mueller, Neiman, 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 11:50 a.m.

## MINUTES APPROVED

Chairman of the Board, Cerny declared the minutes of the February 12, 2013 Board meeting were approved as presented.

## SAFETY COMMITTEE

Yates moved and Galusha seconded the motion to appoint Richard Ellison, Todd Boller, Heather Miller, and Diane Heath to the safety committee beginning January 1, 2013 and ending December 31, 2014. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## SAFETY COMMITTEE

Neiman moved and Capek seconded the motion to appoint Brooke Brown to the safety committee beginning March 1, 2013 and ending December 31, 2014 to fill Pat Halbur's term. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## LB 561

After discussion, Mueller moved and Neiman seconded the motion to oppose LB 561 and send letters to all Senators on the Judiciary Committee. Upon roll call, the vote was as follows:

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

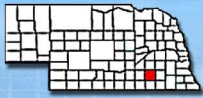
The Chairman declared the motion carried.

## 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:

Ameritas Life Insurance Corp.	Ret	3,334.62
Bi-Versal Pest Control	Ser	100.00
Black Hills Energy	Uti	2,849.91
Blue Cross Blue Shield of Nebraska	Insur	22,992.12
Bottorf & Maser, Attorney	Ser, Mile	2,567.51



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Helen Cellar	Ser	65.00
Marilyn Christiancy	Ret	25.00
City of Geneva	Rent	484.00
Contryman Associates, PC	Ser	2,500.00
Crossroads Awards	Sup	92.00
Merlin Ehmen	Ret	22.00
Exeter Senior Center	UDSA, Misc	566.94
Fairmont Aging Services	USDA, Misc	2,559.60
First Concord Group, Inc.	Insur	1,508.76
Geneva Broadband, LLC	Uti	87.97
Geneva Senior Center	UDSA, Misc	5,390.54
Geneva State Bank	Ser, SS	3,617.57
Norma Gregory	Ret	25.00
Holiday Inn	Lodging	663.60
Hometown Leasing	Ser	159.04
Jim's Repair	Rep, Main	158.96
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Sup	2,845.52
Latimer Reporting	Ser	3,128.97
Madison National Life	Insur	5.34
MailFinance	Ser	215.03
Ann H. McDonald	Ret	18.00
Mel's Automotive, Inc.	Rep, Equip	4,621.93
Mid-American Research Chemical	Sup	503.74
Rich Mueller/Thomas Biegert	Rent	650.00
Joseph H. Murray, Attorney at Law	Ser	2,844.99
National Sheriff's Association	Dues	50.00
Nebraska Association of Senior Centers	Dues	20.00
Nebraska Public Power District	Uti	2,801.62
Amy Nelson	Mile	80.23
Sherri Nun	Ser	120.00
Dawn Opfer	Sup	26.97
Pottawattamie County Sheriff	Ser	21.00
Rep Co. Marketing, Inc.	Sup	39.75
Robinson Textiles	Sup	26.81
State of Nebraska AS Central Services	Ser	61.25
State of Nebraska Health & Human Service	Patient Care January	186.00
State of Nebraska Public Health Env. Lab.	Ser	98.00
Carol Strothkamp	Ser	65.00
Total Funds	Post	699.10
University of Nebraska – Lincoln	Sup	34.00
UN-L IS-Telecommunications	Uti	6.37
US Bank CPS	Meals, Post, Fuel, Sup	1,214.66
Brandy VanDeWalle	Uti	25.00
Carroll L. Verhage	Ser	238.00
Verizon Wireless	Uti	570.34
Weaver Pharmacy	Sup	180.23
Whelan, Sherr, Glen & Mead	Ser	172.50
Windstream	Uti	156.98
Payroll	Salaries	49,296.67

## **ROAD/BRIDGE FUND:**

Ameritas Life Insurance Corp.	Ret	1,659.33
Rex Bahe	Ret	25.00
Blue Cross Blue Shield of Nebraska	Insur	12,773.40
The Boulder Company	Sup	198.52
Geneva Broadband, LLC	Ser	39.99
Geneva State Bank	SS	1,854.77
Grafton Mini Mart	Fuel	164.03
John Deere Financial	Parts	46.24





# Fillmore County Board Minutes



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Medical Enterprises, Inc.	Sup	93.00
Nebraska Public Power District	Uti	516.60
NMC Exchange, LLC	Parts, Main	4,455.58
Perennial Public Power District	Uti	437.04
Donna Saltzman	Ser	90.00
Verizon Wireless	Uti	69.66
Village of Fairmont	Uti	46.10
Windstream	Uti	105.53
Payroll	Salaries	24,744.93

## **SHERIFF – SPECIAL LAW ENFORCEMENT FUND:**

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:**

Danielle Berggren	Meals, Fuel	62.73
Consolidated Management Company	Meals	9.50
Geneva Broadband, LLC	Uti	63.98
Nebraska Public Power District	Uti	161.64
Windstream	Uti	117.84

## **CLAIMS APPROVED**

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

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

Nays: None

The Chairman declared the motion carried.

## **BIG SANDY CREEK DAVENPORT DAM**

Highway Superintendent, Pat Halbur informed the Board that she received a letter from the Little Blue NRD regarding the Big Sandy Creek Davenport Dam site requesting the Board's thoughts and concerns with this project moving forward. The project is located between Section 29 and 32 in Bryant Township with more acres in Thayer County.

Randy Williams was present for discussion as a concerned landowner. Randy informed the Board that this has been in discussion for 30 plus years. County Assessor, Lynn Mussman and Fillmore County Development Director, Patt Lentfer were present for discussion.

After further discussion, the Board requested that the County Assessor review what this would do to the valuation in the area and the Highway Superintendent to review the roads and determine if there would be a need to upgrade other roads if they would close some others in that area. Board will review reports and then determine how they will respond to the Little Blue NRD.

## **DRIVEWAY PERMITS**

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

Lillian Salzer Trust/Heng Farm Management – widen an existing driveway to 40 ft. on the south side of the SW ¼ of Section 15-8-1, Exeter Township;

Pauly Griess – remove an existing driveway on the south side of the SE ¼, Section 3-8-4, Grafton Township,

Upon roll call, the vote was as follows:



# Fillmore County Board Minutes



February 26, 2013

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

Nays: None

The Chairman declared the motion carried.

## OCCUPY COUNTY RIGHT-OF-WAY PERMITS

Capek moved and Galusha seconded the motion to approve the following occupy county right-of-way permits as follows:

Windstream Nebraska, Inc. – to replace bad communications facility along the west side of Section 33-8-2, Fairmont 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 Public Right-of-way;

Great Plains Communications – bury a fiber optic cable in the following Sections: Sections 23, 25, 26, 31, 32, 33, 34, 35-8-4, Grafton Township; Sections 19, 20, 21, 22, 23, 24-8-3, West Blue Township; Section 30-8-2, Fairmont Township; and then into Fairmont. Great Plains Communications 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;

Pauly Griess – bury irrigation pipe from the SE ¼ of Section 3-8-4 and the NE ¼ of Section 10-8-4, Grafton 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, Neiman, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the motion carried.

## CRUSHED ROCK BIDS

Bids for crushed rock were opened at 9:55 a.m. The following bids were received (there are two types of crushed rock bid Type 1 and Type 2):

	<b>Liberty Project 700 ton</b>	<b>Exeter Project 180 ton</b>	<b>Shickley Project 2310 ton</b>	<b>Stanton Project 330 ton</b>	<b>Franklin Project 330 ton</b>	<b>County Shop Stockpile 200 ton</b>
<b>Theobald Trucking</b>				1-\$26.25 2-\$26.25		1-\$26.25 2-\$26.25
<b>Nebraska Salt &amp; Grain – No Bid on any project</b>						
<b>Westover Rock &amp; Sand</b>	1-\$23.05 2-\$25.60	1-\$22.90 2-\$25.45	1-\$28.20 2-\$30.75	1-\$25.50 2-\$28.05	1-\$24.95 2-\$27.50	1-\$25.20 2-\$27.25
<b>Gana Trucking &amp; Excavating</b>	1-\$22.85 2-\$25.40	1-\$22.33 2-\$24.88	1-\$24.90 2-\$27.55	1-\$23.87 2-\$26.42	1-\$22.95 2-\$25.50	1-\$23.87 2-\$26.42

## CRUSHED ROCK LETTING

After discussion, Yates 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: Neiman, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None



# Fillmore County Board Minutes



February 26, 2013

The Chairman declared the motion carried.

## **DUCKS UNLIMITED PROJECT**

Tim Hurst, with Duck's Unlimited presented a map to show the water flow regarding their project located at County Road 18 and County Road G.

## **SURPLUS**

Noel moved and Neiman seconded the motion to declare the welder at the County Shop as surplus. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **COURTHOUSE LIGHTING BIDS**

Bids for Courthouse lighting were opened at 11:00 a.m. The following bids were received:

<b>Dawson Electric</b>	\$28,361.90
<b>Nissen Electric</b>	\$21,482.94 and alternate option \$19,151.24
<b>Sutton Electric</b>	\$17,500.00 and alternate option \$15,750.00
<b>Halbur Electric</b>	\$28,950.00 and alternate option \$26,900.00
<b>Andrews Electric</b>	\$33,382.00 and alternate options \$33,420.00, \$27,920.00, \$29,995.00 and \$33,565.00

## **COURTHOUSE LIGHTING LETTING**

After discussion, Mueller moved and Yates seconded the motion to accept all bids and purchase from lowest bidder provided that all lights are pendent mounted or will discuss further options at next Board meeting. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **HOUSEHOLD HAZARDOUS WASTE**

Household Hazardous waste will be collected at the Road Department on March 22, 2013 from 10:30 a.m. to 2:00 p.m.

## **ADJOURN**

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., March 12, 2013. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

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Attest

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Chairman



# Fillmore County Board Minutes



March 12, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., March 12, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Yates, Galusha, Mueller, Neiman, and Noel. The County Clerk was present to record the minutes of the meeting. Amanda Haumont was present for a portion of the meeting to fulfill her Odegeo leadership program requirements.

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 3:02 p.m.

## MINUTES APPROVED

Chairman of the Board, Cerny declared the minutes of the February 26, 2013 Board meeting were approved as presented.

## FEE REPORTS

Yates moved and Noel seconded the motion to approve the fee reports for the month of February 2013:

**County Clerk \$11,504.41** (State \$6,396.43 & County \$5,107.98)  
**Clerk of the District Court \$1,229.59**  
**County Sheriff \$2,379.00**

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## CONSTRUCTION AT COUNTY OFFICE BUILDING EAST

Jeff Ross submitted a scope of work bid for the County Office Building East (old Medical Clinic) for the Board to review. After discussion with Jeff, the Board will discuss later in the meeting.

## RURAL TRANSIT FEDERAL PROGRAM APPLICATION

After discussion, Mueller moved and Yates seconded the motion to approve the application for Public Transportation Operating Assistance for Rural Transit and the Certifications and Assurances application. Fiscal Year 2013-2014 fund request is as follows: Federal \$45,890.00, State \$22,945.00, and County \$22,946.00. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## FEDERAL PROGRAM RESOLUTION

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

### RESOLUTION 2013 - 10

**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.



# Fillmore County Board Minutes



March 12, 2013

**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 2013-2014 Application for Public Transportation Assistance.

Upon roll call, the vote is as follows:

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

Nays: None

The Chairman declared the resolution adopted.

## **CONTRACT WITH BLUE VALLEY COMMUNITY ACTION FOR RURAL TRANSIT**

After discussion, Mueller moved and Yates seconded the motion to approve the Contract with Blue Valley Community Action for Rural Transit beginning July 1, 2013 and ending June 30, 2014. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

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

Neiman moved and Yates seconded the motion to approve the following occupy county right-of-way permit as follows:

Delores Stejskal – bury an electrical and water line between the NE ¼, Section 32-7-3 and the NW ¼, Section 33-7-3, 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 Public Right-of-way.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **DRIVEWAY PERMIT**

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

Galen Domling – install a new 40 ft. driveway on the north side of the NW ¼, Section 27-7-2, Madison Township.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **CLEAN SILT PERMIT**

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

B & B Ag – clean silt out of the east side of the SE ¼, Section 4-7-2, Madison Township.

Upon roll call, the vote was as follows:





# Fillmore County Board Minutes



March 12, 2013

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

Nays: None

The Chairman declared the motion carried.

## **BIG SANDY CREEK DAVENPORT DAM PROJECT**

Highway Superintendent, Pat Halbur informed the Board that if Road X was closed due to this project that there would need to be some improvements to Road V to accommodate the traffic. Randy Williams gave a brief update on the project as well.

## **TRAFFIC STUDY REPORT**

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

### **RESOLUTION 2013 - 11**

**WHEREAS**, The Fillmore County Board of Supervisors directed the County Highway Superintendent to make a study of the use of County Road G, between Road 7 and Road 8 and to submit within thirty (30) days a written report of her recommendation of the vacation of Road G.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the resolution adopted.

## **GRAVEL BIDS**

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

### **REGULAR ROAD GRAVEL**

**DPL Enterprises, Inc., DBA Nichols Construction:** Belle Prairie \$12.39, Bennett \$12.79, Bryant \$13.79, Chelsea \$12.64, Exeter \$11.79, Fairmont \$10.64, Franklin \$12.14, Geneva \$12.74, Glengary \$12.24, Grafton \$12.69, Hamilton \$13.49, Liberty \$11.73, Madison \$11.93, Momence \$13.54, Stanton \$13.27, West Blue \$11.79, and Stockpile \$9.25.

**Beatrice Concrete Co.:** Belle Prairie \$12.69, Chelsea \$13.52, Franklin \$12.41, Glengary \$13.25, Liberty \$14.08, and Stockpile \$9.45;

**Overland Sand & Gravel Co.:** Belle Prairie \$14.60, Bennett \$14.25, Bryant \$16.17, Chelsea \$13.19, Exeter \$10.89, Fairmont \$11.21, Franklin \$13.29, Geneva \$13.29, Glengary \$12.80, Grafton \$13.61, Hamilton \$15.21, Liberty \$11.27, Madison \$12.81, Momence \$15.27, Stanton \$13.95, West Blue \$12.49, and Stockpile \$9.45.

## **GRAVEL LETTING**

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

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

Nays: None

The Chairman declared the motion carried.

## **CPI LANSING FAIRMONT**

Board attended the CPI Lansing open house at the new facility west of Fairmont.



# Fillmore County Board Minutes



March 12, 2013

## **SAFETY COMMITTEE**

After discussion, Mueller moved and Yates seconded the motion to correct a motion made at the February 26, 2013 Board meeting to appoint Brandie Conway (with Daryl Callenius as an alternate), Bob Mueller, and Brenda Motis to the safety committee beginning January 1, 2013 and ending December 31, 2014. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **SAFETY COMMITTEE**

Capek moved and Neiman seconded the motion to appoint Diane Heath to replace Kristina Knoche and Heather Miller to replace Donna Mainwaring to the safety committee beginning March 1, 2013 and ending December 31, 2014. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **TIME CLOCKS**

County Clerk, Amy Nelson presented a proposal to update the current time clock program and to add time clocks at the Road Department and the County Office Building East locations.

After discussion, Noel moved and Mueller seconded the motion to upgrade the time clock program and purchase three new clocks for \$1,300.00. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **BIG SANDY CREEK DAVENPORT DAM**

Mike Onnen, with Little Blue NRD gave a presentation to the Board regarding a project, which the NRD is considering, called the Big Sandy Creek Davenport Dam, located between Section 29 and 32 in Bryant Township with more acres in Thayer County. This project was originally started back in 1979 but was put on hold. The drainage area would be 75.8 square miles, which would start near Clay Center and there will be about 370 acres for a permanent pool and an additional 350 acres of flood pool in Fillmore County. Currently NRD has hired a firm to conduct an economic study which should be completed within 60 days. After that is concluded there will be a public hearing for residents to learn more about the project and to see details of the study. Mike did answer questions from the Board and those in attendance.

County Assessor, Lynn Mussman informed the Board she figured that it would affect approximately 350 acres in Fillmore County, which would be about \$850,000.00 in valuation. Taking the 2012/2013 levy from this area it would reflect all the entities that levy tax by approximately \$8,500.00 to \$9,000.00.

After discussion, the Board will complete the request submitted from the Little Blue NRD at their next Board meeting. Highway Superintendent, Pat Halbur; Emergency Manager, Donna Mainwaring; and Randy Williams were present for this discussion.

## **UPDATE FROM CONGRESSMAN SMITH'S OFFICE**

Jessica Hendricks, Community Liason for Congressman's Smith's office gave an update to the Board of what is happening in Washington and then asked for questions.



# Fillmore County Board Minutes



March 12, 2013

## 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	3,268.25
All Around Lawn Care	Ser	30.00
Ameritas Life Insurance Corp.	Ret	3,403.58
Aramark Uniform Services, Inc.	Ser	635.82
Axis Capital, Inc.	Ser	249.00
Peggy Birky	Mile, Meals	123.48
Black Hills Energy	Uti	40.75
Todd Boller	Meal	27.55
Bottorf & Maser, Attorney at Law	Ser, Mile	952.50
William Burgess	Post	10.86
Central Community College Campus Accts	Wksh	120.00
Central Nebraska Refrigeration	Rep	173.99
City of Geneva	Uti	319.60
Constellation Energy	Uti	153.69
Corner Stop	Fuel	564.78
Date Spec. Inc.	Ser	399.00
Drivers License Guide Company	Ser	28.95
Eakes Office Plus	Sup	885.73
Earls Window Service	Ser	6.00
Fillmore County Clerk	Fee	22.00
Fillmore County Clerk of District Court	Fee	107.00
Fillmore County Treasurer	Transfer	200,000.00
First Concord Group, Inc.	Insur	224.00
Geneva Broadband, LLC	Uti	127.96
Geneva Home Center	Sup	221.75
Geneva State Bank	SS	3,557.37
Geneva Super Foods	Sup	790.58
Geneva Tire Pros	Rep, Tires	524.07
Geneva Welding & Supply, Inc.	Rep	88.82
Hilty's of Geneva	Sup	14.00
Hometown Leasing	Ser	821.32
Knoche Appraisal & Consulting, LLC	Ser, Mile	3,085.07
Kopchos Sanitation, Inc.	Uti	81.50
Stephen J. Kraviec	Ser, Post	1,686.00
Law Enforcement Coordination Unit	Wksh	100.00
Lichti Oil	Fuel	62.00
Lynn Peavey Company	Sup	47.40
Madison National Life	Insur	183.32
Microfilm Imaging Systems, Inc.	Ser	75.00
MIPS, Inc.	Ser, Equip	3,410.97
The Nebraska Signal	Pro, Ads	841.77
Nebraska Weed Control Association	Dues	200.00
O'Keefe Elevator Company, Inc.	Main	237.45
Dawn Opfer	Sup	46.52
Ramada Inn	Lodging	124.00
RobinsonTextiles	Sup	254.66
Southeast District County Officials Assoc.	Wksh	80.00
Shell Fleet Plus	Fuel	2,376.35
Skalka & Baack Law Firm	Ser	781.92
State of Nebraska AS Central Finance	Ser	448.00



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Sullivan Shoemaker P.C., LLO	Ser	704.00
US Bank CPS	Post	47.16
Reid S. Velte	Ser	62.50
Weaver Pharmacy	Sup	14.00
Anthony Whitmore	Mile, Ser	74.24
Windstream	Uti	1,330.40
Payroll	Salaries	49,908.70

## **ROAD/BRIDGE FUND:**

A-1 Body & Glass	Rep	205.33
Action Auto Supply	Parts, Sup	19.63
Ameritas Life Insurance Corp.	Ret	1,662.45
Andrews Electric Co., Inc.	Rep	6.40
Auto Value Parts Stores	Parts, Sup	536.17
Black Hills Energy	Uti	1,030.16
Casey's General Stores	Fuel	46.31
Century Lumber Center	Sup, Parts	113.67
Certified Truck & Trailer, Inc.	Rep, Parts	4,745.98
City of Geneva	Uti, Sup	704.73
Dorchester Farmers Coop	Fuel	377.37
Fehlhafer's Inc.	Parts	65.00
Fillmore County Treasurer	Misc	15.00
Filter Care of Nebraska	Ser	185.80
Geneva Broadband, LLC	Uti	39.99
Geneva Implement Co., Inc.	Sup, Parts	102.06
Geneva State Bank	SS	1,856.80
Geneva Super Foods	Sup	8.49
Geneva Tire Pros	Rep	197.44
Geneva Welding & Supply, Inc.	Parts, Sup	560.69
Grafton Oil, Inc.	Fuel	1,623.16
Jill's Sweet Shop	Misc	30.00
K & K Repair	Parts	153.00
Kaiser Auto Supply, Inc.	Parts, Sup	444.06
Kopchos Sanitation, Inc.	Uti	45.00
Lichti Oil	Fuel, Parts	1,886.59
Madison National Life	Insur	90.02
Matt Friend Truck Equipment, Inc.	Parts	46.00
Metalworks & More	Sup, Equip	4,433.44
Mike's Radiator & Tire	Rep	20.00
MIPS, Inc.	Ser	118.64
Nebraska Iowa Industrial Fasteners Corp.	Sup	206.07
The Nebraska Signal	Ads	46.32
Newman Traffic Signs	Signs, Sup	776.97
Nichols Construction	Gravel	652.01
Nick's Farm Store, Co.	Equip	872.16
Perennial Public Power District	Uti	98.16
Power Plan	Parts	771.24
Southeast District County Officials Assoc.	Wksh	40.00
Shell Fleet Plus	Fuel	2,365.04
Speece Lewis Engineers	Ser	87.00
Titan Machinery	Parts	53.70
Transit Works	Sup	61.98
US Bank CPS	Post, Misc	17.04
Village of Exeter	Uti	17.50
Village of Fairmont	Uti	54.59
Village of Grafton	Uti	26.19
Payroll	Salaries	24,791.22

## **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

## **FRIENDS OF THE COURTHOUSE FUND:**

Geneva Home Center	Blinds	3,346.00
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## **INHERITANCE TAX FUND:**

Diode Technologies	Equip	3,084.25
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## **HOSPITAL OPERATING FUND:**

Fillmore County Hospital	Febr. Taxes	3,470.51
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## **E911 COMMUNICATIONS FUND:**

Geneva Broadband, LLC	Uti	63.98
Windstream	Uti	916.42

## **CLAIMS APPROVED**

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

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

The Chairman declared the motion carried.

## **EMERGENCY MANAGEMENT UPDATE**

Donna Mainwaring, Emergency Manager informed the Board that Verizon is still looking to build a new tower to replace the current tower to offer 4G cellular service to Fillmore County. Donna will be getting a contract from Verizon for the Board to approve at a future Board meeting. There is a possibility that the State of Nebraska would be interested in moving the older tower to assist with communications between Fillmore and Thayer County.

## **LAWN SPRAYING BIDS**

After discussion, the Board requested that the County Clerk send a letter to all the local lawn spraying companies requesting them to submit a bid to the Board for spraying both the Courthouse and the County Office Building East (old Hospital) lawn. Bids will be opened at the April 9, 2013 Board meeting at 10:45 a.m.

## **COUNTY OFFICE BUILDING EAST**

Larry Cerny informed the Board that he had been in contact with Innovative Contracting, Norrie Construction, Swartzendruber Construction, and Biegert Construction for prices on remodeling office space at the County Office Building East (old medical clinic). All contractors would not give a price for the job as there are too many questionable areas so the price per hour ranged from \$25.00 to \$49.50 per person on the job.

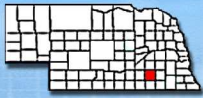
After discussion, the Board will have Innovation Contracting start with a portion of the remodel and the possibility that all contractors will be used.

## **ADJOURN**

Agenda items "Planning Commission members, Courthouse Lighting, and Employee Handbook" will be discussed at a future Board meeting. As there was no other business to come before the Board, Noel moved and Neiman seconded the motion to adjourn until 9:00 a.m., March 26, 2013. Upon roll call, the vote was as follows:

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





# Fillmore County Board Minutes



March 12, 2013

The Chairman declared the motion carried.

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Attest

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Chairman



# Fillmore County Board Minutes



March 26, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., March 26, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Galusha, Mueller, Neiman, and Noel. Yates was absent until 10:51 a.m. The County Clerk was present to record the minutes of the meeting. Karla Jacobson & Craig Hughes were present for a portion of the meeting for their participation in Odegeo.

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 3:02 p.m.

## MINUTES APPROVED

Chairman of the Board, Cerny declared the minutes of the March 12, 2013 Board meeting were approved as presented.

## PLANNING COMMISSION MEMBERS

After discussion, Mueller moved and Noel seconded the motion to reappoint Reg Noel, Richard Girmus, Matt Harre, and Allen Stuckey to the planning commission beginning July 1, 2012 to June 30, 2015. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## KYLE & LACY KIMBROUGH SUBDIVISION

Donna Mainwaring, Planning and Zoning Administrator submitted the Kyle & Lacy Kimbrough Subdivision located in the NE ¼, Section 26-6-3, Stanton Township.

After discussion, Galusha moved and Neiman seconded the motion to approve the Kyle & Lacy Kimbrough Subdivision as follows:

A tract of land comprising a part of the Southeast Quarter of the Northeast Quarter (SE ¼, NE ¼), Section Twenty-six (26), Township Six (6) North, Range Three (3) West of the 6<sup>th</sup> p.m., Fillmore County, Nebraska. More particularly described as follows: beginning at the northeast corner of said Southeast Quarter of the Northeast Quarter (SE ¼, NE ¼); thence S00°11'37"W on and upon the east line of said Southeast Quarter of the Northeast Quarter (SE ¼, NE ¼) a distance of two hundred forty-two (242.00) feet to a point; thence S89°43'37"W and parallel with the north line of said Southeast Quarter of the Northeast Quarter (SE ¼, NE ¼) a distance of five hundred forty-three (543.00) feet to a point; thence N00°11'37"E and parallel with the east line of said Southeast Quarter of the Northeast Quarter (SE ¼, NE ¼) a distance of two hundred forty-two (242.00) feet to a point on the north line of said Southeast Quarter of the Northeast Quarter (SE ¼, NE ¼); thence N89°43'37"E on and upon the north line of said Southeast Quarter of the Northeast Quarter (SE ¼, NE ¼) a distance of five hundred forty-three (543.00) feet to the point of beginning. Said tract contains 3.017 acres more or less of which 0.183 acres are occupied by County Road right-of-way.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## KRESSER SUBDIVISION

Planning & Zoning Administrator, Donna Mainwaring submitted the Kresser Subdivision located in the SE ¼, Section 32-5-3, Hamilton Township.



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After discussion, Neiman moved and Capek seconded the motion to approve the Kresser Subdivision as follows:

The foregoing subdivision of a part of the West half of the East half of the Southwest Quarter of Section 26-T4N, R6E of the 6<sup>th</sup> p.m., Gage County, Nebraska, being more particularly described by metes and bounds as follows:

For the purpose of this legal description, the basis of bearings is the East line of the Southeast Quarter of said Section 32, having an assumed reference bearing of N01°27'13"W. Referring to the Southeast Quarter of said Section 32; thence northerly N01°27'13"W on the East line of the Southeast Quarter of said Section 32, 221.05 feet, to the point of beginning; thence continuing northerly N01°27'13"W, on the East line of the Southeast Quarter of said Section 32, 407.02 feet; thence westerly S88°26'14"W, 261.66 feet, to a point of intersection on a non-tangent curve to the right; thence southwesterly on said non-tangent curve to the right, said curve having a radius of 1290.00 feet, a chord bearing of S41°36'29"W, a chord distance of 424.94 feet, an arc distance of 426.89 feet; thence southerly S01°27'13"W, 97.10 feet; thence easterly N 88°26'14"E, 551.80 feet, to a point of intersection on the East line of the Southeast Quarter of said Section 32, said point also being the true point of beginning; containing a calculated area of 4.009 acres more or less, of which 0.308 acres more or less are reserved for County Right of Way purposes. Subject to all easements, restriction, and reservation of record.

Upon roll call, the vote was as follows:

Ayes: Neiman, Noel, Cerny, Mueller, Galusha, and Capek  
Nays: None

The Chairman declared the motion carried.

## CULVERT PROJECTS BIDS

Opened culvert project bids at 9:15 a.m. as advertised. The projects are located as follows: project A is on Road G between Road 19 and 20, project B is on Road 21 between Road U and Highway 74, project C is on Road J between Road 23 and 24, and project D is on Road X between Road 7 and 8. The following bids were received:

<b><u>Bidder</u></b>	<b><u>Location A</u></b>	<b><u>Location B</u></b>	<b><u>Location C</u></b>	<b><u>Location D</u></b>	<b><u>Total for all</u></b>
Van Kirk Bros. Contracting	\$34,658.00	\$43,947.75	\$46,058.00	\$25,724.00	\$150,387.86
Neuvirth's Construction	\$48,977.00	\$61,637.15	\$69,601.00	\$72,769.00	\$252,984.15
Geneva Engineering	\$25,561.18	\$27,314.85	\$27,942.00	\$40,247.25	\$121,065.28
Midwest Underground	\$33,772.00	\$44,265.00	\$45,750.00	\$51,096.00	\$174,883.00

Tom Bokenkamp with Ace/Eaton and Penny Karicho with Neuvirth Construction were present for the bid opening.

## OCCUPY COUNTY RIGHT-OF-WAY PERMIT

Galusha moved and Neiman seconded the motion to approve the following occupy county right-of-way permit as follows:

Bill Kleinschmidt – bury an electrical line from the NE ¼, Section 2 to the NW ¼, Section 1, Momence 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: Neiman, Noel, Cerny, Mueller, Galusha, and Capek  
Nays: None

The Chairman declared the motion carried.

## DRIVEWAY PERMITS

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



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B & B Ag – install a new 40 ft. driveway on the east side of the SE ¼, Section 4-7-2, Madison Township;

Jerry Engle – extend two existing driveways to 40 ft. on the south and the west side of the SW ¼, Section 24-6-2, Chelsea Township;

John Schelkopf – extend an existing driveway to 40 ft. on the north side of the NW ¼, Section 27-7-3, Geneva Township; and

John Schelkopf – extend an existing driveway to 40 ft. on the north side of the NW ¼, Section 27-7-3, Geneva Township.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## EQUIPMENT PURCHASE FOR PHONES

After discussion, Mueller moved and Noel seconded the motion to purchase a router, an eight (8) port and a sixteen (16) port POE switch for the phones at the Road Dept. and the County Office Building East. Upon roll call, the vote was as follows:

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

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:

	<u>ROUND HELICAL (SPIRAL)</u>										
	15"	18"	24"	30"	36"	42"	48"	54"	60"	72"	84"
Ace Eaton	7.85	9.40	12.45	19.50	23.30	37.95	42.75	49.50	69.80	86.60	135.00
Contech	7.10	8.85	11.20	17.70	21.25	33.65	38.35	43.10	60.80	72.60	102.70
Metal Culverts	8.85	10.51	14.06	21.73	25.91	42.58	48.51	55.30	77.82	92.90	134.06
Midwest Services	9.61	11.44	14.99	21.19	27.75	45.23	51.52	57.81	81.09	74.19	122.91

	<u>ELLIPTICAL HELICAL SQUASH PIPE</u>										
	15"	18"	24"	30"	36"	42"	48"	54"	60"	72"	84"
Ace Eaton	8.50	10.00	13.15	20.40	24.20	38.90	44.95	50.80	71.20	88.30	140.00
Contech	7.45	9.20	11.60	18.30	22.00	34.65	39.45	44.60	62.10	74.80	105.70
Metal Culverts	9.48	11.14	15.01	22.67	27.09	43.85	49.85	56.80	79.47	94.96	137.58
Midwest Services	10.57	12.58	16.50	25.52	30.52	49.74	56.67	63.59	89.20	106.68	103.88

	<u>ROUND CMP</u>										
	15"	18"	24"	30"	36"	42"	48"	54"	60"	72"	84"
Ace Eaton	8.90	10.00	14.40	22.50	26.20	42.90	48.50	55.00	77.50	93.30	135.00
Contech	7.55	9.40	11.92	18.82	22.60	35.80	40.80	45.80	64.70	77.20	108.60
Metal Culverts	8.85	10.51	14.06	21.73	25.91	42.58	48.51	55.30	77.82	92.90	134.06
Midwest Services	11.13	13.25	17.36	26.87	31.15	52.40	59.68	73.68	103.33	123.60	143.97

	<u>ELLIPTICAL SQUASH PIPE</u>										
	15"	18"	24"	30"	36"	42"	48"	54"	60"	72"	84"
Ace Eaton	9.70	11.50	15.30	23.50	27.40	44.90	51.00	58.50	82.00	97.00	140.00
Contech	7.90	9.75	12.35	19.45	23.40	36.90	42.00	47.30	66.00	79.40	111.70
Metal Culverts	9.48	11.14	15.01	22.67	27.02	43.85	49.85	56.80	79.47	94.96	137.58
Midwest Services	12.25	14.57	19.11	29.55	35.36	57.63	65.65	81.04	113.67	135.96	no bid

## CULVERT PIPE LETTING



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After discussion, Mueller moved and Capek 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: Mueller, Galusha, Capek, Neiman, Noel, and Cerny

Nays: None

The Chairman declared the motion carried.

## **CULVERT PROJECT LETTING**

After review by Tim Farmer with Speece Lewis Engineering, Mueller moved and Neiman seconded the motion to accept all bids and award the all locations to Geneva Engineering for a total of \$121,060.78. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **EXTENSION OFFICE UPDATE**

Brandy VanDeWalle gave an update on the training/projects that have been completed as well as those coming up this spring and summer.

Brandy also requested to purchase a new laptop for her office and Board said okay.

## **EXTENSION OFFICE LEASE**

Board had a conference call with Richard Mueller (landlord for Extension office) regarding the lease that will be fulfilled on June 30, 2013. Several lease options were discussed from month to month or 3 to 5 years. Brandy informed the Board that June would not be a good time to relocate to a new office and requested the lease to expire in December.

After discussion with Richard, Brandy VanDeWalle, and the Board, Galusha moved and Mueller seconded the motion to approve a year and half (1 ½ year) lease for the Extension office with Richard Mueller and Tom Biegert for \$700.00 per month beginning July 1, 2013 and ending December 31, 2014. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **EMERGENCY MANAGEMENT & PLANNING AND ZONING UPDATE**

Donna Mainwaring, Emergency Manager informed the Board that she will be hosting several classes in the next few months for weather related training, NIMS, ICS, and Hazmat training. If anyone is interested in attending they may contact her office.

Planning & Zoning Administrator, Donna Mainwaring reminded the Board of a few of the changes that took place when the new zoning regulations were approved. Donna also informed the Board that the City and Villages have jurisdiction over the one (1) mile radius of each village.

## **CHEMICAL BIDS**

Opened chemical bids at 1:00 p.m. as advertised. The following bids were received:

Chaney Chemical - \$13.57 per gallon

Van Diest Supply Co. - \$14.25 per gallon





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## CHEMICAL LETTING

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

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

The Chairman declared the motion carried.

## MOWING BIDS

Opened mowing bids at 1:15 p.m. as advertised. The following bids were received:

<u>Bidder:</u>	<u>Courthouse</u>	<u>County Office Bldg. East</u>	<u>Total of both locations</u>
Paul Hallett	No bid	\$6,200.00	\$15,000.00
Warren Kennel		\$200.00 per mowing	
R & R Services	\$5,600.00	\$1,960.00	\$7,155.00
Sutton Electric	\$4,650.00	\$2,325.00	\$6,950.00

### County Shops:

Paul Hallett – 2013 for Exeter, Fairmont, Geneva, Grafton, Ohioa, Shickley, and Strang - \$3,875.00 per shop and lump sum for all \$27,125.00; 2014 for Exeter, Fairmont, Geneva, Grafton, Ohioa, Shickley, and Strang - \$4,030.00 per shop and lump sum for all \$28,210.00.

Dawg's Lawn Care – Exeter, Fairmont, Grafton, Ohioa, Shickley, and Strang for both 2013 & 2014 - \$1,152.00 per shop and lump sum for all \$6,912.00 for both years.

R & R Service – 2013 for Exeter \$560.00, Fairmont \$490.00, Geneva \$700.00, Grafton \$420.00, Ohioa \$420.00, Shickley \$420.00, Strang \$420.00, and lump sum for all \$3,062.50; 2014 for Exeter \$582.40, Fairmont \$509.60, Geneva - \$728.00, Grafton - \$436.80, Ohioa \$436.80, Shickley \$436.80, Strang - \$436.80, and lump sum for all \$3,185.00.

Sutton Electric – 2013 for Exeter \$640.00, Fairmont \$640.00, Geneva \$640.00, Grafton \$ 600.00, Ohioa \$640.00, Shickley \$640.00, Strang \$640.00, and lump sum for all \$4,400.00; 2014 for Exeter \$665.00, Fairmont \$665.00, Geneva \$665.00, Grafton \$624.00, Ohioa \$665.00, Shickley \$665.00, Strang \$665.00, and lump sum for all \$4,600.00.

Russell Girmus with Sutton Electric was present for the bid opening.

## MOWING LETTING FOR COUNTY OFFICE BUILDING EAST

Neiman moved and Mueller seconded the motion to accept all bids and award County Office Building East to R & R Services. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## MOWING LETTING FOR COUNTY SHOPS

After discussion, Yates moved and Neiman seconded the motion to accept all bids and award all County shops to R & R Services. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## COURTHOUSE LAWN MOWING



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After discussion, Noel moved and Yates seconded the motion to not accept the Courthouse mowing bids at this time and remain using Building & Grounds personnel to do this. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **COURTHOUSE LIGHTING DISCUSSION**

At the request of the Board, Russell Girmus with Sutton Electric and Scott Nissen with Nissen Electric were present for a question and answer period regarding their bids for the Courthouse Lighting.

After discussion, Yates moved and Mueller seconded the motion to have Nissen Electric install the new lighting at the Courthouse, as he is familiar with the building, for \$19,151.24. Upon roll call, the vote was as follows:

Ayes: Capek and Yates

Nays: Mueller, Galusha, Neiman, Noel, and Cerny

The Chairman declared the motion failed.

## **COURTHOUSE LIGHTING**

Mueller moved and Neiman seconded the motion to accept Sutton Electric bid to install the new lighting at the Courthouse for \$16,950.00. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **COUNTY VEHICLE ALLOWANCE POLICY**

After discussion, Noel moved and Neiman seconded the motion to following the IRS guidelines regarding employees other than law enforcement that are allowed to drive their County vehicle back and forth to work beginning April 1, 2013. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **MEAL REIMBURSEMENT**

After discussion, Yates moved and Noel seconded the motion that there will be no reimbursement for meals for all employees and officials beginning April 1, 2013. Upon roll call, the vote was as follows:

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

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.



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## GENERAL FUND:

Aging Partners	Ser	1,150.00
All Around Lawn Care	Ser	45.00
Agua Plumbing & Heating, LLC	Rep	571.75
Ameritas Life Insurance Corp.	Ret	3,321.02
Black Hills Energy	Uti	2,625.57
Blue Cross Blue Shield of Nebraska	Insur	22,992.12
Blue Valley Community Action Partnership	Ser	4,081.00
Business World Products	Equip	1,350.00
Marilyn Christiancy	Ret	25.00
City of Geneva	Rent	484.00
Consolidated Management Company	Meal	38.00
Judy Dondlinger	Ser	132.00
Dugan Business Forms	Sup	361.45
Eakes Office Plus	Sup	263.68
Merlin Ehmen	Ret	22.00
Sharon Elznic	Mtgs, Mile	92.46
Erdkamp Motors	Main	48.50
Exeter Care Center	HDM's	257.25
Fillmore County Development Corp	HOME project	55,929.10
Fillmore County Treasurer	Interest	62.42
First Concord Benefits Group, LLC	Insur, Ser	4,215.48
Geneva Floral	Ser	14.19
Geneva Home Center	Sup	6.79
Geneva Senior Center	Rent	35.00
Geneva State Bank	SS	3,458.76
Geneva TV & Appliance, Inc.	Rep	130.45
Norma Gregory	Ret	25.00
GT Distributors	Equip	625.61
Dean Hansen	Ser, Mile	135.00
Matt Harre	Mtgs, Mile	99.24
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Uti, Misc	2,795.54
Dean Kassik	Mtgs, Mile	95.85
Stephen J. Kraviec	Ser	36.00
Ken Lefever	Refund	25.00
Madison National Life Insurance Co.	Insur	8.01
MailFinance	Ser	215.03
Dan Mainwaring	Mtgs, Mile	39.04
Donna Mainwaring	Fuel	99.00
Ann H. McDonald	Ret	18.00
Midwest Card & ID	Software	2,597.50
Heather Miller	Meal	7.73
Morley Most	Mtgs, Mile	99.24
Brenda Motis	Mile	114.14
Rich Mueller / Thomas Biegert	Rent	650.00
Joseph H. Murray	Ser, Mile	1,863.56
NACO Planning & Zoning	Dues	30.00
Nebraska Public Power District	Uti	2,538.80
Reg Noel	Mtgs, Mile	95.85
Penguin Management, Inc.	Ser	3,636.00
Region V Systems	Ser	484.00
Southeast Nebraska Development District	Ser	2,126.31
Secretary of State	Ser	40.00
Service Press	Sup	325.00
State of Nebraska AS Central Services	Ser	61.25
State of Nebraska Health & Human Serv.	Febr. Patient care	168.00
Allan Stuckey	Mtgs, Mile	63.90
Total Funds by Hasler	Post	625.94
UN-L IS-Telecommunications	Uti	9.03



# Fillmore County Board Minutes



March 26, 2013

US Bank CPS	Fuel	45.17
Brandy VanDeWalle	Uti	25.00
Verizon Wireless	Uti	571.70
Whelan, Scherr, Glen, & Mead PC, LLO	Ser, Mil	923.21
Windstream	Uti	159.85
York County Sheriff	Ser	7.00
Payroll	Salaries	48,619.99

## **ROAD/BRIDGE FUND:**

Ameritas Life Insurance Corp.	Ret	1,653.00
Rex Bahe	Ret	25.00
Blue Cross Blue Shield of Nebraska	Insur	12,773.40
Contech Construction Products, Inc.	Culverts	20,457.60
Geneva Home Center	Parts, Rep	61.03
Geneva State Bank	SS	1,846.06
Grafton Mini-Mart	Fuel	95.01
John Deere Financial	Sup	51.71
Lichti Oil	Fuel	15,552.66
Nebraska Public Power District	Uti	474.83
Newman Traffic Signs	Sup	1,027.85
NMC Exchange, LLC	Parts, Sup	710.36
Perennial Public Power District	Uti	7.40
Titan Machinery	Parts	52.24
US Bank CPS	Post	14.39
Verizon Wireless	Uti	68.30
Weaver Repair, Inc.	Parts, Rep	5,456.60
Wick's Sterling Trucks	Parts	65.16
Windstream	Uti	103.86
Zep Manufacturing Company	Sup	165.22
Payroll	Salaries	24,651.13

## **SHERIFF – SPECIAL LAW ENFORCEMENT FUND:**

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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## **AG SOCIETY BUILDING FUND:**

Ayars & Ayars, Inc.	Building	25,000.00
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## **E911 COMMUNICATIONS FUND:**

Communication Services, Inc.	Rep, Equip	4,125.65
Nebraska Law Enforcement Training Center	Wksh, Lodging	104.00
Nebraska Public Power District	Uti	166.99
Windstream	Uti	119.37

## **CLAIMS APPROVED**

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

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

Nays: None

The Chairman declared the motion carried.

## **RESCIND KRESSER SUBDIVISION**



# Fillmore County Board Minutes



March 26, 2013

After discussion, Noel moved and Capek seconded the motion to rescind the Kresser Subdivision due to an error in the legal description. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## ADJOURN

As there was no other business to come before the Board, Galusha moved and Mueller seconded the motion to adjourn until 9:10 a.m., April 9, 2013. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

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Attest

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Chairman





# Fillmore County Board Minutes



April 9, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:10 a.m., April 9, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Yates, Galusha, Mueller, Neiman, and Noel. The County Clerk was present to record the minutes of the meeting. Lucas Swartzendruber and Shannon Drudik were present for a portion of the meeting to fulfill their Odegeo 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 12:06 p.m.

## MINUTES APPROVED

Chairman of the Board, Cerny declared the minutes of the March 26, 2013 Board meeting were approved as presented.

## FEE REPORTS

Noel moved and Neiman seconded the motion to approve the fee reports for the month of March 2013:

**County Clerk \$11,526.05** (State \$6,434.93 & County \$5,091.12)  
**Clerk of the District Court \$1,478.47**  
**County Sheriff \$2,257.35**

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## PUBLIC TAX SALE

County Treasurer, Barbara Trapp presented a list of properties that were sold at the public tax sale in March 2013. Barb also gave a list of delinquent taxes, assessments and utility liens that were advertised in the paper.

## DRIVEWAY PERMITS

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

Gean Buerer – extend an existing driveway on the north side of the NE  $\frac{1}{4}$ , Section 6-7-1, Liberty Township;  
Judy Fuehrer – install a new driveway on the south side of the W  $\frac{1}{2}$  of the SE  $\frac{1}{4}$ , Section 17-7-4, Bennett Township;  
Konzak Brothers – install a new 40 ft. driveway on the south side of the SE  $\frac{1}{4}$ , Section 19-6-4, Momence Township;  
John R. Sheridan – install a new driveway on the north side of the NW  $\frac{1}{4}$ , Section 19-7-4, Bennett Township;  
KC Farms – widen an existing driveway to 40 ft. on the south side of the SE  $\frac{1}{4}$ , Section 20-7-4, Bennett Township;  
KC Farms – install a new driveway on the east side of the SE  $\frac{1}{4}$ , Section 4-6-4, Momence Township;  
Tom & Shirley Kamler – install a new 40 ft. driveway on the west side of the S  $\frac{1}{2}$  of the SW  $\frac{1}{4}$ , Section 36-5-2, Belle Prairie Township.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.



# Fillmore County Board Minutes



April 9, 2013

## OCCUPY COUNTY RIGHT-OF-WAY PERMIT

Galusha moved and Noel seconded the motion to approve the following occupy county right-of-way permit as follows:

Warrick & Wendy King Revocable Trust – install an electrical line between the NE ¼ of Section 33-5-1 and the SE ¼ of Section 28-5-1, 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 the Fillmore County Public Right-of-way.

William A. Hofmann – bore underground between the NE ¼ of Section 7-8-4 and the NW ¼ of Section 8-8-4, Grafton 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.

Source Gas, LLC – bury gas line between the SW ¼ of Section 26-7-3 and the NE ¼ of Section 27-7-3, Geneva Township. Source Gas, LLC 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.

Source Gas, LLC – bury gas line between the SE ¼ of Section 22-7-3 and the NE ¼ of Section 27-7-3, Geneva Township. Source Gas, LLC 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: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Neiman

Nays: None

The Chairman declared the motion carried.

## SET HEARING TO CLOSE ROAD

Highway Superintendent, Pat Halbur presented the traffic study to report the use of public roads located between Section 6-7-3, Geneva Township and Section 31-8-3, West Blue Township.

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

### RESOLUTION 2013 - 12

**WHEREAS**, the County Board directed the County Highway Superintendent, by resolution, to study the use being made of the public roads located between Section 6-7-3, Geneva Township and Section 31-8-3, West Blue Township.

**WHEREAS**, a written report was submitted by the County Highway Superintendent recommending closing and vacating the following:

The roadway that runs east and west between Section 6-7-3, Geneva Township and Section 31-8-3, West Blue Township (Road G).

The Fillmore County Highway Superintendent further recommends that the vacated segments of road be offered to the West Blue Township. If they reject taking over the maintenance of the portion of road that would be closed, the ownership of the county road right-of-way could be reverted to the adjacent landowners.

**NOW THEREFORE** Be it Resolved by the Fillmore County Board of Supervisors that a hearing be set for 9:15 a.m., May 14, 2013 to hear testimony concerning the proposed abandonment of the tract listed above.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the resolution adopted.



# Fillmore County Board Minutes



April 9, 2013

## JAIL INSPECTION

The Board performed jail inspection and everything looks good.

## 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	3,258.68
Action Auto Supply	Sup	166.73
Ameritas Life Insurance Corp	Ret	3,352.51
Auto Value Parts Stores	Sup	36.15
Axis Capital, Inc.	Ser	249.00
Janet Bartak	Mile, Meals	59.63
Bear Graphics	Sup	531.51
Black Hills Energy	Uti	46.32
Leslie Boswell	Mile	38.42
Buffalo County Sheriff	Boarding Prisoner	315.00
Cass County Sheriff	Ser	58.46
Chaney Chemical, Inc.	Sup	554.10
Jerry Chapman	Mile	27.12
The CIMA Companies, Inc.	Fees	16.16
City of Geneva	Uti	293.40
Consolidated Management Company	Meals	69.75
Constellation Energy	Uti	159.34
Corner Stop	Fuel	604.64
Gaylord Craddock	Mile	57.63
DMC's Computer Depot	Rep	60.00
Judy Dondlinger	Ser	144.00
Dorothy and Associates, Inc.	Wksh	99.00
Eakes Office Plus	Sup	1,666.57
Earls Window Service	Ser	6.00
Erdkamp Motors	Rep	1,441.50
Exeter Care Center	HDM's	320.25
Fillmore County Clerk of the District Court	Fees	99.00
Fillmore County Development Corp.	HOME project	7,485.00
First Concord Benefits Group, LLC	Insur, Ser	691.95
Gary's Brick-House Grille	Misc	1,065.40
Geneva State Bank	SS	3,520.55
Geneva Super Foods	Sup	1,018.69
Geneva Tire Pros	Main	220.17
Hilty's	Sup	95.66
Hometown Leasing	Ser	662.28
Ron Isley	Mile	44.07
Steve Julich	Misc	4.02
Kaiser Auto Supply, Inc.	Rep	29.57
Kopchos Sanitation, Inc.	Ser	81.50
Stephen J. Kraviec	Ser, Post	1,716.02
Lincoln Family MD Group	Ser	150.00
Madison National Life Insurance Co.	Insur	183.32
Donna Mainwaring	Misc	32.10
Midwest Court Reporting	Ser	31.00
MIPS, Inc.	Ser	2,887.16
Brenda Motis	Mile, Misc	120.68
Nebraska Association of County Officials	Wksh	50.00



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Nebraska.gov	Ser	4.00
Nebraska Law Enforcement Training Center	Lodging	36.00
The Nebraska Signal	Pro, Ad	710.13
Nichols Collision Center, Inc.	Ser	150.00
Nick's Farm Store Co.	Rep	133.95
Notary Public Underwriters of Nebraska, Inc	Misc	87.50
Barb Nunns	Ser, Rep	350.00
Dawn Opfer	Sup	97.85
Platte Valley Communications of Hastings	Rep	385.00
Protex Central	Rep	72.20
Robinson Textiles	Sup	56.99
Steven G. Roemmich	Meals	8.71
Southeast Nebraska Development District	HOME project	1,735.22
Secretary of State	Ser	40.00
Shell Fleet Plus	Fuel	2,480.20
Skalka & Baack Law Firm	Ser	1,316.48
Southeast Community College	Wksh	20.00
State of Nebraska AS Central Finance	Ser	448.00
Sullivan Family Dentistry	Ser	90.00
Sullivan Shoemaker, PC, LLO	Ser	1,013.00
Thomson Reuters	Subscription	227.00
Total Funds by Hasler	Post	700.00
US Bank CPS	Meals, Sup, Post, Lodging, Equip	1,322.80
Weaver Pharmacy	Sup	374.48
Shawn Weise	Ser, Mile	273.45
Windstream	Uti	1,344.07
Woodward's Disposal Service, Inc.	Misc	137.92
Juror Fees	Ser	4,234.74
Payroll	Salaries	49,249.23

## **ROAD/BRIDGE FUND:**

Action Auto Supply	Parts, Sup	63.10
Ameritas Life Insurance Corp	Ret	1,641.15
Auto Value Parts Stores	Parts, Sup	382.40
Black Hills Energy	Uti	976.49
Century Lumber Center	Parts, Sup, Rep	142.97
City of Geneva	Uti	69.80
Dorchester Farmers Coop	Fuel, Rep	2,531.45
Friesen Chevrolet, Inc.	Parts	297.50
Geneva Implement Co., Inc.	Parts	14.76
Geneva State Bank	SS	1,832.63
Geneva Super Foods	Sup	8.29
Geneva Tire Pros	Rep, Tires	3,154.54
Geneva Welding & Supply, Inc.	Parts	100.03
Grafton Oil, Inc.	Fuel, Main	2,354.55
Kaiser Auto Supply, LLC	Parts, Sup	565.83
Kopchos Sanitation, Inc.	Uti	45.00
Lichti Oil	Parts, Fuel	6,213.26
Madison National Life Insurance Co.	Insur	90.02
MIPS, Inc.	Ser	118.64
NE Assoc. of Co. Engineers & Hwy. Supt	Wksh	95.00
The Nebraska Signal	Ads	155.04
Newman Traffic Signs	Equip	187.28
Nick's Farm Store Co.	Sup, Parts	14.98
Office Depot Credit Plan	Sup	340.95
Perennial Public Power District	Uti	95.89
Speece Lewis Engineers	Fees	2,830.00
US Bank CPS	Post, Rep	27.85
Village of Exeter	Uti	17.50



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Village of Grafton	Uti	26.19
Village of Milligan	Uti	23.28
Wick's Sterling Trucks	Parts, Rep	66.88
Payroll	Salaries	24,475.65

## **ECONOMIC DEVELOPMENT – TOURISM FUND:**

Fillmore County Development Corp.	Ser, Sup, Mile	316.74
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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:**

Business Telecommunication Systems	Equip	3,955.00
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## **HOSPITAL OPERATING FUND:**

Fillmore County Hospital	March taxes	4,162.58
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## **E911 COMMUNICATIONS FUND:**

Windstream	Uti	920.03
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## **CLAIMS APPROVED**

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

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

The Chairman declared the motion carried.

## **KRESSER SUBDIVISION**

Planning & Zoning Administrator, Donna Mainwaring submitted the Kresser Subdivision located in the SE ¼, Section 32-5-3, Hamilton Township.

After discussion, Neiman moved and Mueller seconded the motion to approve the Kresser Subdivision as follows:

The foregoing subdivision of a part of the Southeast Quarter of Section 32-T5N, R3W of the 6<sup>th</sup> p.m., Fillmore County, Nebraska, being more particularly described by metes and bounds as follows:

For the purpose of this legal description, the basis of bearings is the East line of the Southeast Quarter of said Section 32, having an assumed reference bearing of N01°27'13"W. Referring to the Southeast Quarter of said Section 32; thence northerly N01°27'13"W on the East line of the Southeast Quarter of said Section 32, 221.05 feet, to the point of beginning; thence continuing northerly N01°27'13"W, on the East line of the Southeast Quarter of said Section 32, 407.02 feet; thence westerly S88°26'14"W, 261.66 feet, to a point of intersection on a non-tangent curve to the right; thence southwesterly on said non-tangent curve to the right, said curve having a radius of 1290.00 feet, a chord bearing of S41°36'29"W, a chord distance of 424.94 feet, an arc distance of 426.89 feet; thence southerly S01°27'13"W, 97.10 feet; thence easterly N 88°26'14"E, 551.80 feet, to a point of intersection on the East line of the Southeast Quarter of said Section 32, said point also being the true point of beginning; containing a calculated area of 4.009 acres more or less, of which 0.308 acres more or less are reserved for County Right of Way purposes. Subject to all easements, restrictions, and reservations of record.

Upon roll call, the vote was as follows:

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





# Fillmore County Board Minutes



April 9, 2013

The Chairman declared the motion carried.

## CHEMICAL/FERTILIZATION BIDS

Bids for the chemical/fertilization for the Courthouse and County Office Building East were opened at 10:45 a.m. as advertised. The following bids were received:

<u>BIDDER</u>	<u>COURTHOUSE</u>	<u>CO. OFFICE EAST</u>
All Around Lawn Care	\$5,461.20	\$1,419.00
Noel Lawn Care	\$4,620.00	\$1,050.00

Both bids were for a four (4) step application process.

## CHEMICAL/FERTILIZATION LETTING

After discussion, Yates moved and Mueller seconded the motion to accept the bid from Noel Lawn Care for the County Office Building East for \$1,050.00. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## COURTHOUSE LAWN

After discussion, Noel moved and Neiman seconded the motion to leave the Courthouse lawn fertilization done by the employees. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## KEYSTONE PIPELINE UPDATE

Jeff Rauh with Keystone Pipeline presented an update to the Board and requested them to write a letter of support regarding the Environmental Impact Statement.

After discussion, Yates moved and Noel seconded the motion to send a letter of support as requested for the Environmental Impact Statement. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## DISCUSSION REGARDING LB57

After discussion, Mueller moved and Yates seconded the motion to write a letter supporting LB57. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## KEYLESS ENTRY



# Fillmore County Board Minutes



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After discussion, Noel moved and Capek seconded the motion to install keyless entry to the County Office Building East on three doors and to the south door at the Courthouse. Upon roll call, the vote was as follows:

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

Nays: None

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 9:00 a.m., April 23, 2013. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

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Attest

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Chairman



# Fillmore County Board Minutes



April 23, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., April 23, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Yates, Galusha, Mueller, Neiman, and Noel. The County Clerk was present to record the minutes of the meeting. Steve McLeish and Ashley Hughes were present for a portion of the meeting to fulfill the Odegeo 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 1:46 p.m.

## **MINUTES APPROVED**

Chairman of the Board, Cerny declared the minutes of the April 9, 2013 Board meeting were approved as presented.

## **MEETINGS WITH OFFICIALS**

The Board is requesting that the officials have a quarterly meeting with the Board to inform them of things happening in each office and discuss meetings that they have attended. After discussion, the officials will also be holding monthly meetings. County Assessor, Lynn Mussman; County Treasurer, Barbara Trapp; County Sheriff, William Bugress; Clerk of the District Court, Peggy Birky; and Highway Superintendent, Pat Halbur were present for the discussion.

## **DUCKS UNLIMITED IN BENNETT TOWNSHIP**

Tim Horst and Andrew Rieschick with Ducks Unlimited presented a project that they would like approval from the County Board located in Section 10, Bennett Township. This project consists of putting in ditch plugs which will assist in getting the water out of the ditches and back into the pools within the section.

After discussion, Galusha moved and Capek seconded the motion to allow Duck's Unlimited to continue with this project located in Section 10 of Bennett Township. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **BIG SANDY DAVENPORT DAM CREEK PROJECT**

Randy Williams gave the Board an update regarding information that he has started collecting regarding the Big Sandy Davenport Dam Creek Project. There will be additional items such as lose of irrigated acres due to pivots not being able to make a complete circle or the well/pivot point would be in the dam area that would also impact the County's valuation. The Board and Randy also discussed the expense of maintaining the roadways after the NRD brings them to specifications due to the project. Randy also informed the Board that there are several petitions going around the area opposing the project.

## **DRIVEWAY PERMITS**

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

John Lovegrove – install a new 40 ft. driveway on the west side of the SW ¼, Section 12-7-3, Geneva Township;

Larry Paul – move an existing driveway on the east side of the SE ¼, Section 32-5-3, Hamilton Township;

Charles & Patty Udell – extend an existing driveway to 40 ft. in the E ½ of the NW ¼, Section 18-8-2, Fairmont Township;

Audrey Betka – extend two existing driveways on the north & west side of the NW ¼, Section 13-5-3, Hamilton Township;

Betty Betka –install a new 30 ft. driveway on the west side of the NW ¼, Section 18-5-2, Belle Prairie Township;

Robert Schropfer – install two new 30 ft. driveways on the north side of the NW ¼, Section 19-5-1, Franklin Township;



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Robert Schropfer – install a new 30 ft. driveway on the east side of the NE ¼, Section 17-5-1, Franklin Township;  
Ken Lefever – install a new 40 ft. driveway on the west side of the NW ¼, Section 7-6-2, Chelsea Township;  
Larry Roush Trust – install a new 24 ft. driveway on the south side of the SE ¼, Section 7-5-4, Bryant Township;  
Harold Casper – install a new 30 to 35 ft. driveway on the south side of the SE ¼, Section 11-8-1, Exeter Township.

Township.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## OCCUPY COUNTY RIGHT-OF-WAY PERMIT

Galusha moved and Noel seconded the motion to approve the following occupy county right-of-way permit as follows:

Larry Paul – bury electrical line between the SW ¼ of Section 33-5-3 and the SE ¼ of Section 32-5-3, Hamilton 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;

Harold Casper – bury gas line between the NE ¼ of Section 14-8-1 and the SE ¼ of Section 11-8-1, 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;

Tony Lauenstein – bury natural gas line between the NE ¼ of Section 17-5-4 and the SE ¼ of Section 8-5-4, Bryant 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: Capek, Yates, Neiman, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.

## FRACTURE CRITICAL BRIDGE INSPECTIONS

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

### RESOLUTION 2013 – 13

**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 wishes to use any available Soft Match Credit funds for their 20% local share;

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

**BE IT RESOLVED:** by the Board of Supervisors of Fillmore County, Nebraska that Larry Cerny, Chair of the Fillmore County Board of Supervisors is hereby authorized to sign the attached Program Agreement between the Fillmore County and the NDOR.

Project No. STP-NBIS (99)  
Control No. 00886



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Project Name: 2013 Statewide Fracture Critical Bridge Inspections

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the resolution adopted.

## CULVERT PROJECTS

Capek moved and Yates seconded the motion to approve and sign the contract with Geneva Engineering for the four (4) culvert projects which were bid on March 26<sup>th</sup> for a total amount of \$121,065.28. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## FEDERAL FUNDS PURCHASE PROGRAM

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

### RESOLUTION 2013 – 14

**WHEREAS**, in 2011, LPA and the State entered into a Federal-Aid Transportation Fund Purchase-Sale Agreement (hereinafter referred to as “the Original Agreement”) that provided for the State to purchase at a discount LPA’s share of certain Surface Transportation Program Funding (hereinafter referred to as “STP”) and the Highway Bridge Program (hereinafter referred to as “HBP”) federal-aid funds that had been available to Nebraska LPAs; and

**WHEREAS**, later in 2012, the federal government passed interim transportation funding legislation which eliminated the HBP category of funds and did not provide a replacement category of funds related solely to bridge replacement, rehabilitation, and maintenance; and,

**WHEREAS**, the parties to this Supplemental Agreement intend to replace the HBP funds, which will no longer be available, with other federal-aid funds in a substantially similar proportional amount to provide LPAs with funds for bridge replacement, rehabilitation, and maintenance; and

**WHEREAS**, it has also become necessary for the parties to further address certain National Bridge Inspection Standards compliance issues.

**WHEREAS**, Fillmore County and the Nebraska Department of Roads (NDOR) wish to enter into Supplemental Agreement No. 1 setting out the necessary modifications to the Original Agreement.

**BE IT RESOLVED:** by the governing body of Fillmore County that Larry Cerny is hereby authorized to sign the attached Federal Funds Purchase Program Supplemental Agreement No. 1 between Fillmore County and the NDOR.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the resolution adopted.

## EMERGENCY MANAGEMENT UPDATES

Emergency Manager, Donna Mainwaring informed the Board that our insurance carrier NIRMA is reviewing the claim regarding the possibility of lightening damaging to the 911 tower. Donna has received a notice from NEMA that





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there are extra grant dollars that she can apply for. Donna will get quotes from vendors for lighting and security cameras at the 911 tower. Verizon has sent a contract for our review regarding the new tower that they are wanting to put up.

## **AG SOCIETY UPDATE**

Deb Hoarty, Ag Society member informed the Board that the building remodel is done with the exceptions of a few minor details. They will be doing several more projects this spring/summer including a sound system, stage, and landscaping. After discussion, the final payment will be made to Ayars & Ayars. The project went over the bond amount by \$7,656.89, which is due to the water/sewer issues that were discovered during the project. The Ag Society members present also discussed the reasons why they have increased the rent for the building and provided comparable building rental rates. Dale Stengel, Kari Jo Alfs, and Rex Mussman were also present for discussion.

After further discussion, Mueller moved and Yates seconded the motion to pay the amount over the bond amount out of Inheritance Tax. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **HOP DOWNPAYMENT ASSISTANCE PROGRAM**

After discussion, Neiman moved and Mueller seconded the motion to approve the HOP Downpayment Assistance Program Interlocal Agreement between Fillmore County and Fillmore County Development Corp., Village of Exeter, Village of Fairmont, City of Geneva, Village of Grafton, Village of Milligan, Village of Ohioa, Village of Shickley, and the Village of Strang for the 2013 Nebraska Affordable Housing Program. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

Karla Jacobsen and Linda Carroll were present for this discussion.

## **PUBLIC HEARING FOR AFFORDABLE HOUSING PROGRAM GRANT**

Opened public hearing at 1:00 p.m. regarding the application to the Department of Economic Development for Affordable Housing Program Grant as advertised.

Jen Olds, with Southeast Nebraska Development District presented the details of the what the Affordable Housing Program Grant offers as well as the budget for this application. Karla Jacobsen, Ashley Hughes, and Scott Oliva with the Fillmore County Development Corp were present for the discussion.

Chairman, Larry Cerny closed the hearing at 1:10 p.m. as there was no public opinion for or against the application.

## **AFFORDABLE HOUSING PROGRAM GRANT APPLICATION**

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

### **RESOLUTION 2013 – 15**

**WHEREAS**, the **County of Fillmore County, Nebraska**, is an eligible unit of a general government authorized to file an application under the Housing and Community Development Act of 1974 as Amended for Small Cities Community Development Block Grant (CDBG) Program, and, Cranston-Gonzalez National Affordable Housing Act of 1990 (HOME Program) funds distributed by the Department of Economic Development through the Nebraska Affordable Housing Program (NAHP).



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**WHEREAS**, the County of Fillmore County, Nebraska has obtained its citizens' comments on community development and housing needs; and has conducted a public hearing upon the proposed application and received favorable public comment respecting the application which is for an amount of \$343,680 in NAHP funds to implement (with the Fillmore County Development Corporation, Inc.) a down-payment assistance program (with minor rehabilitation) for homebuyers in the communities of Fillmore County; and,

**NOW, THEREFORE, BE IT RESOLVED BY** the Board of Supervisors of Fillmore County, Nebraska that the Chairman be authorized and directed to proceed with the formulation of any and all contracts, documents or other memoranda between the County of Fillmore County, Nebraska and the Nebraska Department of Economic Development so as to effect acceptance of the grant application.

Upon roll call, the vote was as follows:

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

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	3,368.23
Apex Software	Main	645.00
Aramark Uniform Services, Inc.	Ser	695.01
Bev Barthule	Mile	11.10
Bi-Versal Pest Control	Ser	100.00
Blue Cross Blue Shield of Nebraska	Insur	22,992.12
Glen Capek	Mile	11.10
Consolidated Management Company	Meals	106.75
Jane Cronk	Mile	11.10
Dell Marketing, LP	Sup	235.77
Erdkamp Motors	Rep	723.50
Farmer & Son Funeral Homes, Inc.	Ser	482.00
Fillmore County Hospital	Ser	35.00
Fillmore County Treasurer	Ser	275.00
First Concord Group, Inc.	Insur	1,780.68
Geneva Broadband, LLC	Ser	87.97
Geneva Home Center	Sup	112.32
Geneva State Bank	SS	3,564.77
Hilty's	Sup	29.82
Holiday Inn	Lodging	154.00
JEO Consulting Group, Inc.	Ser	693.75
Kalkwarf & Smith Law Offices, LLC	Ser, Post	3,073.11
Knoche Appraisal & Consulting, LLC	Ser, Mile	2,468.38
Lichti Oil	Fuel	26.40
Madison National Life	Insur	8.01
MailFinance	Ser	215.03
Mel's Automotive	Ser	67.00
Mid- American Research Chemical	Sup	669.70
MIPS, Inc.	Equip	161.53
NE Assoc. of County Extension Boards	Dues	100.00
Nebraska Assoc. of County Officials	Wksh	50.00
NE Institute of Forensic Sciences, Inc.	Ser	1,800.00
Nebraska Public Power District	Uti	2,339.96



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Dawn Opfer	Sup	37.60
Robbie Petersen	Mile	91.74
Region V Services	Quarterly request	2,621.00
Robinson Textiles	Sup	52.31
Service Press Henderson News	Sup	465.00
State of Nebraska AS Central Services	Ser	61.25
State of Nebraska Health & Human Service	March Patient Care	186.00
Rhonda Stokebrand	Mile	339.87
UN-L IS-Telecommunications	Uti	10.20
US Bank CPS	Post, Sup	116.99
Brandy VanDeWalle	Uti	25.00
Reid Velte	Ser	62.50
Carroll L. Verhage	Ser	539.00
Verizon Wireless	Uti	569.69
Whelan, Scheer, Glen & Mead, PC	Ser, Mile	478.87
Windstream	Uti	165.21
Lynn Yates	Mile	56.10
Payroll	Salaries	49,636.76

## **ROAD/BRIDGE FUND:**

Ameritas Life Insurance Corp.	Ret	2,047.43
Blue Cross Blue Shield of Nebraska	Insur	12,134.73
City of Geneva	Sup	388.64
Dorchester Farmers Coop	Fuel	1,910.48
Geneva Broadband, LLC	Uti	39.99
Geneva Home Center	Sup, Rep	187.91
Geneva State Bank	SS	2,293.08
Grafton Mini Mart	Fuel	179.03
Grafton Oil, Inc.	Fuel	1,607.49
Lichti Oil	Fuel	6.60
Nebraska Iowa Industrial Fasteners Corp.	Sup	154.88
Nebraska Public Power District	Uti	400.83
Nichols Construction	Gravel	29,395.72
NMC Exchange, LLC	Parts, Sup	1,107.90
Perennial Public Power District	Uti	110.06
Shell Fleet Plus	Fuel	2,707.57
Verizon Wireless	Uti	68.20
Village of Fairmont	Uti	72.90
Windstream	Uti	103.66
Yant Equipment, Inc.	Rep	414.50
Payroll	Salaries	30,494.53

## **ECONOMIC DEVELOPMENT – TOURISM:**

Cocoa Bean Design	Sup	419.15
Shickley Q125	Ad	500.00
Southeast Nebraska Tourism Council	Dues	100.00

## **SHERIFF – SPECIAL LAW ENFORCEMENT FUND:**

Ameritas Life Insurance Corp.	Ret	132.53
Geneva State Bank	SS	130.82
Payroll	Salaries	1,710.00

## **INHERITANCE TAX FUND:**

Innovative Contracting	Ser/Remodel	4,579.25
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## **911 WIRELESS FUND:**

Metro Leasing Company	Ser	794.89
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## **COURTHOUSE BOND FUND:**



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Cornerstone Bank	Interest, Ser	1,558.75
UMB Bank, NA	Interest	1,504.80

## **ROAD BOND FUND:**

Cornerstone Bank	Interest, Ser	1,207.00
UMB Bank, NA	Interest	1,135.20

## **ETHANOL PLANT FUND:**

Cornerstone Bank	Principal, Interest, Ser	41,246.25
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## **E911 COMMUNICATIONS FUND:**

Geneva Broadband, LLC	Ser	63.98
Nebraska Public Power District	Uti	158.96
Windstream	Uti	119.39

## **CLAIMS APPROVED**

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

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

The Chairman declared the motion carried.

## **SUBSTITUTING SECURITIES**

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

### **RESOLUTION # 2013 - 16**

**RESOLVED**, that Geneva State Bank of Geneva, Nebraska be permitted to substitute the following security held by the Midwest Independent Bank, Trustee:

CUSIP #986356FK4 in the amount of \$100,000.00

and that the following security be substituted:

CUSIP #25930KAJ6 in the amount of \$100,000.00

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

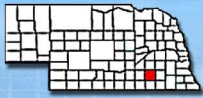
## **BUDGET & AUDIT CONTRACTS**

After discussion, Mueller moved and Noel seconded the motion to sign three year contracts with Contryman Associates, P.C with budget contract beginning with fiscal year ending 2014 and audit contract beginning with fiscal year ending 2013. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## **ADJOURN**



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As there was no other business to come before the Board, Neiman moved and Yates seconded the motion to adjourn until 9:10 a.m., May 14, 2013. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

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Attest

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Chairman





# Fillmore County Board Minutes



May 14, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:13 a.m., May 14, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Yates, Galusha, Mueller, Neiman, and Noel. Galusha was absent at 1:00 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 2:53 p.m.

## MINUTES APPROVED

Chairman of the Board, Cerny declared the minutes of the April 23, 2013 Board meeting were approved as presented.

## FEE REPORTS

Galusha moved and Mueller seconded the motion to approve the fee reports for the month of April:

**County Clerk \$8,641.71** (State \$4,268.37 & County \$4,373.34)  
**Clerk of the District Court \$822.26**  
**County Sheriff \$1,935.43**

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## PUBLIC HEARING REGARDING PROPOSED VACATION OF ROAD G

Opened public hearing at 9:15 a.m. as advertised regarding the proposed vacation of County Road G between Road 7 and Road 8. John Lowe and Bill Softley with West Blue Township were present for discussion.

After discussion, West Blue Township would like to take over County Road G between Road 7 and Road 8; further discussion will be held at the next Board meeting.

## DRIVEWAY PERMITS

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

KC Farms – install a new driveway in the SW ¼ of Section 3-6-4, Momence Township;  
Patricia Jett – extend an existing driveway on the east side of the SE ¼, Section 7-6-3, Stanton Township;  
Ken Kroeker – install a new driveway on the east side of the NE ¼, Section 4-8-4, Grafton Township;  
Warwick & Wendy King – install a new driveway on the south side of the SE ¼, Section 28-5-1, Franklin Township;  
Brian Mumm – install a new driveway on the south side of the SW ¼, Section 10-6-3, Stanton Township

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## CLEAN SILT PERMITS



# Fillmore County Board Minutes



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

KC Farms – clean silt from the north side of the W ½ of the NE ¼ in Section 27-7-4, Bennett Township

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## OCCUPY COUNTY RIGHT-OF-WAY PERMIT

Neiman moved and Capek seconded the motion to approve the following occupy county right-of-way permit as follows:

Jacob Schaldecke - install an electrical line between the NW ¼ of Section 11-8-4 and the SW ¼ of Section 2-8-4, Grafton 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; and

Ducks Unlimited – channel off existing road ditch in the SW ¼ of Section 10-7-4, 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 Public Right-of-way.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## NATIONAL & STATE FUNCTIONAL CLASSIFICATION MAPS

After review by the Highway Superintendent, Pat Halbur, Yates moved and Noel seconded the motion to approve and sign the National and State Functional Classification and Urban Area Boundary maps. Upon roll call, the vote was as follows:

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

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	3,270.90
Ameritas Life Insurance Corp.	Ret	3,375.32
Andrews Electric Co.	Rep, Main	904.85
Aqua Plumbing & Heating, LLC	Rep	150.00
Aramark Uniform Services, Inc.	Ser	603.57
Auto Value Parts Stores	Rep	4.59
Axis Capital, Inc.	Ser	249.00
Black Hills Energy	Uti	1,827.87
Bottorf & Maser	Ser, Mile	1,002.96
Central NE Cremation & Mortuary Service	Ser	350.00



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Century Lumber Center	Sup	3.29
Chaney Chemical, Inc.	Sup	11,941.60
Marilyn Christiancy	Ret	25.00
CIMA	Insur	506.10
City of Geneva	Uti, Rent	794.40
Consolidated Management Company	Meals	18.00
Constellation Energy	Uti	95.49
Corner Stop	Fuel	578.64
Judy Dondlinger	Ser	144.00
Eakes Office Plus	Sup, Ser	1,540.96
Earls Window Service	Ser	6.00
Merlin Ehmen	Ret	22.00
Exeter Senior Center	USDA	46.17
Fairmont Aging Services	USDA	119.70
Fillmore County Clerk of District Court	Fees	67.00
Fillmore County Development Corp.	Interest	116.00
Fillmore County Sheriff	Fees	1,155.30
First Concord Group, Inc.	Insur, Ser	2,816.92
Geneva Activity & Education Dept.	Ser	1,050.00
Geneva Senior Center	Rent, USDA	487.88
Geneva State Bank	Sup, SS	3,650.17
Geneva Super Foods	Sup	781.36
Geneva Tire Pros	Rep, Main	118.85
Norma Gregory	Ret	25.00
Hilty's	Sup	114.00
Hometown Leasing	Ser	703.34
Jim's Repair	Main	42.00
Kerry's Auto Repair & Service	Main, Rep	305.76
Knoche Appraisal & Consulting	Ser, Mile	1,805.52
Kopchos Sanitation, Inc.	Ser	81.50
Stephen J. Kraviec	Ser, Post	1,713.48
Madison National Life Insurance Co.	Insur	188.91
Ann H. McDonald	Ret	18.00
Metalworks and More	Equip	70.00
Microfilm Imaging Systems, Inc.	Ser	75.00
Heather Miller	Meals	29.28
MIPS, Inc.	Ser, Equip	3,937.28
Brenda Motis	Mile	114.13
Rich Mueller/Thomas Biegert	Rent	650.00
Nebraska Association of County Officials	Wksh	350.00
Nebraska Clerk of the District Court Assoc.	Dues, Wksh	198.75
Nebraska Law Enforcement Training Center	Lodging	180.00
Nebraska Planning & Zoning Assoc.	Dues	40.00
The Nebraska Signal	Pro, Sup, Ads	1,345.62
Amy Nelson	Mile	80.23
Nemaha County Clerk	Post	18.95
Noel Lawn Care	Ser	262.50
Ramada Inn	Lodging	308.00
RR Donnelley	Sup	102.78
Service Press	Sup	333.50
Shell Fleet Plus	Fuel	2,968.46
Skalka & Baack Law Firm	Ser	494.00
Southeast Nebraska Development District	Ser, HOME project	2,955.92
State of Nebraska AS Central Finance	Ser	448.00
State of Nebraska AS Central Services	Ser	61.25
State of Nebraska Dept. of Correctional	Boarding prisoners	256.38
State of Nebraska Health & Human Svcs	April patient care	180.00
State of Nebraska Public Health Env. Lab.	Ser	98.00
Thayer County Sheriff's Office	Ser	27.52



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Thomson Reuters – West	Sup	199.00
Total Funds by Hasler	Post	700.00
University of Nebraska – Lincoln	Salary	4,034.60
US Bank CPS	Post, Lodging, Sup	612.64
Weaver Pharmacy	Sup	182.58
Whelan, Scherr, Glen, & Mead, PC, LLO	Ser	309.12
Windstream	Uti	528.53
York County Sheriff	Ser	20.50
Payroll	Salaries	49,593.35

## **ROAD/BRIDGE FUND:**

Action Auto Supply	Parts, Sup	561.80
Ameritas Life Insurance Corp.	Ret	1,561.99
Auto Value Parts Stores	Parts, Sup	152.56
Rex Bahe	Ret	25.00
Beatrice Concrete Co., Inc.	Gravel	23,169.64
Black Hills Energy	Uti	645.36
Casey's General Stores	Fuel	161.16
Century Lumber Center	Parts, Sup	65.90
City of Geneva	Uti	63.40
Corner Stop	Fuel	2,392.34
Dick Schoenholz Real Estate & Auction	Sup	220.00
Dorchester Farmers Coop	Fuel, Sup, Rep	5,911.38
Filter Care of Nebraska	Parts	228.25
Geneva Implement Co., Inc.	Parts, Sup	19.68
Geneva State Bank	SS	1,745.96
Geneva Super Foods	Sup	6.80
Geneva Tire Pros	Rep	195.35
Geneva Welding & Supply, Inc.	Sup	53.00
Grafton Oil, Inc.	Fuel, Sup	1,337.40
Pat Halbur	Meals, Mile	117.21
Handyman	Equip	426.93
Heath, Inc.	Parts	70.00
Holiday Inn of Kearney	Lodging	169.90
Kaiser Auto Supply, LLC	Parts, Sup	392.77
Kopchos Sanitation, Inc.	Uti	45.00
Lauber Seed Farm	Erosion control	267.75
Lichti Oil	Parts, Sup, Fuel	1,870.83
Madison National Life Insurance Co.	Insur	90.02
MIPS, Inc.	Ser	118.64
Nebr Iowa Industrial Fasteners Corp.	Sup	273.43
The Nebraska Signal	Ad	547.03
Newman Traffic Signs	Sup	578.70
Nichols Construction	Gravel	36,996.31
Nick's Farm Store Co.	Parts	145.40
NMC Exchange, LLC	Parts	848.82
Office Depot Credit Plan	Sup	82.13
Overland	Gravel	8,780.82
Perennial Public Power District	Uti	77.41
Platte Valley Communications, Inc.	Parts, Rep	217.00
Power Plan	Parts	141.31
Printing MD	Sup	598.30
Roit Repair	Sup	39.31
Shell Fleet Plus	Fuel	964.15
Speece Lewis Engineers	Ser	1,101.00
US Bank CPS	Post	0.20
Village of Exeter	Uti	17.50
Village of Grafton	Uti	26.19
Village of Ohioa	Uti	20.00



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Wick's Sterling Trucks	Parts	113.57
Payroll	Salaries	23,295.02

## **SHERIFF – SPECIAL LAW ENFORCEMENT FUND:**

Ameritas Life Insurance Corp.	Ret	132.91
Geneva State Bank	SS	131.20
Payroll	Salaries	1,715.00

## **INHERITANCE TAX FUND:**

Business Telecommunication Systems	Equip, Ser	3,984.56
Innovative Contracting	Rep	7,017.92
Estate of Erwin E. Schmidt	Refund	1,558.77

## **ROAD BOND FUND:**

UMB Bank, NA	Fees	287.38
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## **HOSPITAL OPERATING FUND:**

Fillmore County Hospital	April taxes	27,749.02
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## **E911 COMMUNICATIONS FUND:**

D & D Communications	Rep	447.50
Platte Valley Communications	Rep	3,928.00
Windstream	Uti	1,035.91

## **CLAIMS APPROVED**

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

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

The Chairman declared the motion carried.

## **EMERGENCY MANAGEMENT UPDATE**

Donna Mainwaring, Emergency Manager informed the Board that she is requesting approximately \$25,000.00 in additional grant funds from NEMA. The items that she is requesting the additional grant funds for are salary increase, ESRI/ARC view software and training, security cameras and lighting at the 911 tower site, and a 36 inch plotter/scanner. If the funds requested are granted Donna will return to the Board for approval to spend the funds as the grant is a 50/50 match.

## **BLUE VALLEY COMMUNITY ACTION**

Richard Nation, Chief Executive Officer with Blue Valley Community Action (BVCA) presented the annual report and budget request of \$3,990.00 for fiscal year 2013/2014 which is an additional \$66.00 from previous year. Budget request will be discussed during the Counties budget process. Heather Lytle with BVCA, and Patt Lentfer with Fillmore County Development Corp. were present for discussion.

## **PUBLIC HEALTH SOLUTIONS**

Shirley Terry and Sonya Williams with Public Health Solutions informed the Board of the current programs that Public Health is involved in and as well as the participation rate in Fillmore County.

## **BLUE CROSS BLUE SHIELD OF NEBRASKA**

Tara Stevenson with Blue Cross Blue Shield of Nebraska informed the Board that effective July 1, 2013 that our health insurance premium would be increased by 12%. She also informed them that 2.05% of the increase is due to the PPACA requirements that take effect January 1, 2014.





# Fillmore County Board Minutes



May 14, 2013

## **SURPLUS ITEMS**

After discussion, Noel moved and Neiman seconded the motion to surplus all items in the County Office Building East (old medical clinic) that are not needed. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## **OLD HOSPITAL/COUNTY OFFICE BUILDING EAST**

Lynn Ayers with the Child Advocacy Center informed the Board that they are looking for space either in Fillmore or York County for investigators/interview personnel to have a location closer than Lincoln. There are a couple different locations at the old hospital that would meet their needs if Fillmore County is selected. Lynn will take this back to the committee and report back at a later date. Sheriff Bill Burgess and County Attorney Jill Cunningham were present for the discussion.

## **LAW ENFORCEMENT CONTRACT WITH CITY**

Sheriff, Bill Burgess informed the Board that the contract with the City of Geneva for their law enforcement is up September 30, 2013. Amy Nelson, County Clerk put together the current amount that the two deputies is costing the county as well as figures showing a 5% increase the first year, a 2 ½% increase for both years, and a 3% increase for both years. After discussion, the Board requested that the Sheriff get on the City's agenda for May 20<sup>th</sup> to discuss the 3% increase for both years with the City Council. If they agree to that then the City Attorney will draw up the agreement to be approved at a later date. City Administrator, Kyle Svec was present for the discussion.

## **COUNTY OFFICE BUILDING EAST**

Discussion took place with the Board and Brenda Motis, Senior Services Director concerning hiring a full time receptionist at the County Office Building East to assist in answering the phone, assisting walk-in traffic, and working with both the Veteran's Service Office and Senior Services. After further discussion, the Board requested the both Eric and Brenda provide ideas of what responsibilities they would have this person do. Further discussion regarding position will take place at a future Board meeting.

## **GIS WORKSHOP CONTRACTS**

After discussion, Yates moved and Capek seconded the motion to approve and allow each office holder to sign the contracts with GIS Workshop for website/program annual maintenance contracts for the Assessor, Clerk, and Planning & Zoning. Upon roll call, the vote was as follows:

Ayes: Yates, Neiman, Noel, Cerny, Mueller, and Capek  
Nays: None

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 9:00 a.m., May 28, 2013. Upon roll call, the vote was as follows:

Ayes: Neiman, Noel, Cerny, Mueller, Capek, and Yates  
Nays: None

The Chairman declared the motion carried.

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Attest

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Chairman



# Fillmore County Board Minutes



May 28, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:10 a.m., May 28, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Yates, Galusha, Mueller, Neiman, 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 11:43 a.m.

## **MINUTES APPROVED**

Chairman of the Board, Cerny declared the minutes of the May 14, 2013 Board meeting were approved as presented.

## **EMERGENCY MANAGEMENT MATERIALS**

Donna Mainwaring, Emergency Manager informed the Board that the additional grant funds from NEMA were approved in the amount of \$26,600.00, which is a 50/50 match from the County. Donna requested funding for security cameras and lighting at the 911 tower, a 36 inch plotter and either purchasing software for assisting in map drawing or a website for emergency management.

After discussion, Yates moved and Mueller seconded the motion to approve the expenditures for the security cameras and lighting at the 911 tower, the plotter, and to contract with GIS Workshop for an emergency management website. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## **NMC REPRESENTATIVE**

Adam Greenquist, Salesman with NMC informed the Board that if they would be purchasing a new motor grader in the 2013/2014 fiscal year that the final tier four stages would be in place this fall.

## **DRIVEWAY PERMITS**

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

Ben Ulmer – install a new 40' driveway on the north side of the NE  $\frac{1}{4}$ , Section 7-7-2, Madison Township;  
Thomas Votipka & Sons, Inc. – install a new driveway on the south side of the W  $\frac{1}{2}$  of the SW  $\frac{1}{4}$ , Section 20-7-1, Liberty Township.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## **CLEAN SILT PERMITS**

Noel moved and Neiman seconded the motion to approve the following clean silt permit as follows:

Melvin W. Taylor – clean silt from ditch on the south side of the SW  $\frac{1}{4}$ , Section 33-7-1, Liberty Township;  
Thomas Votipka & Sons, Inc. – clean silt from ditch on the west side of the W  $\frac{1}{2}$  of the SW  $\frac{1}{4}$ , Section 20-7-1, Liberty Township.



# Fillmore County Board Minutes



May 28, 2013

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## ROAD G TO WEST BLUE TOWNSHIP

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

### **RESOLUTION 2013 – 17**

**WHEREAS**, the Road G between Section 6 in Geneva Township and Section 31 in West Blue Township has been maintained at various times by both Geneva Township and West Blue Township,

**WHEREAS**, fire/safety equipment, farm equipment and other slow moving vehicles need an alternate route in order to avoid Highway 6, and

**WHEREAS**, West Blue Township requested in writing at the May 14, 2013 Board meeting to take over Road G between Section 6 in Geneva Township and Section 31 in West Blue Township;

**WHEREAS**, Geneva Township has been abandoned and all roads were turned over to Fillmore County;

**NOW THEREFORE BE IT RESOLVED** that Fillmore County Board of Supervisors will turn Road G between Section 6 in Geneva Township and Section 31 in West Blue Township over to West Blue Township to maintain.

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

## SURPLUS ITEMS

Galusha moved and Yates seconded the motion to declare the 1994 140H Caterpillar Motor Grader and a 2001 BM Supercut II brush cutter as surplus. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## USDA WILDLIFE BUDGET REQUEST

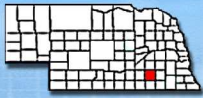
Spencer Nelson, Wildlife Specialist with USDA APHIS Wildlife presented his annual report and budget request of \$7,790.00 for fiscal year 2013/2014 to the Board. Further action will take place later this year.

## 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	3,309.81
Amsan	Sup	180.00



# Fillmore County Board Minutes



May 28, 2013

Barbur Floral	Sup	32.00
Blue Cross Blue Shield of Nebraska	Insur	22,992.12
Bottorf & Maser Atty.	Ser, Mile	625.50
Bryan Medical Center	EPC's	9,212.63
Marilyn Christiancy	Ret	25.00
City of Geneva	Rent	484.00
Eakes Office Plus	Sup	35.99
Merlin Ehmen	Ret	22.00
Exeter Care Center	HDM's	341.25
Fillmore County Development Corp.	Budget request	10,000.00
Fillmore County Hospital	Ser	35.00
Fillmore County Treasurer	Transfer	300,000.00
First Concord Group, Inc.	Insur	4,376.23
Geneva Home Center	Sup	119.91
Geneva State Bank	Ser, SS	3,580.97
GIS Workshop	Main, Ser	18,375.00
Norma Gregory	Ret	25.00
ICS Jail Supplies, Inc.	Sup	182.48
Kalkwarf & Smith Law Office, LLC	Ser, Post, Sup	2,774.56
Madison National Life	Insur	8.01
MailFinance	Ser	215.03
Ann H. McDonald	Ret	18.00
Rich Mueller/Thomas Biegert	Rent	650.00
Nebraska County Attorneys Assoc.	Dues, Wksh	857.00
Nebraska Public Power District	Uti	2,069.76
O'Keefe Elevator Company, Inc.	Main	237.45
R & R Services	Ser	280.00
Region V Systems	EPC	484.00
State of Nebraska Dept. of Correction Svcs	Ser	197.16
Sullivan, Shoemaker, PC, LLO	Ser, Mile	2,688.50
Text & Data Technologies Inc.	Main	2,100.00
UN-L IS-Telecommunications	Uti	10.39
US Bank CPS	Post, Sup, Equip	450.95
Brandy VanDeWalle	Lodging, Uti	209.04
Verizon Wireless	Uti	571.05
Windstream	Uti	1,719.72
York Sprinkler Systems	Rep	155.56
Payroll	Salaries	48,586.74

## **ROAD/BRIDGE FUND:**

Ameritas Life Insurance Corp.	Ret	1,561.99
Rex Bahe	Ret	25.00
Beatrice Concrete Co., Inc.	Gravel	20,190.39
Blue Cross Blue Shield of Nebraska	Insur	12,134.73
B's Enterprises, Inc.	Equip	1,060.00
Dorchester Farmers Coop	Fuel	1,760.40
Geneva Home Center	Sup	56.25
Geneva State Bank	SS	1,743.85
Grafton Mini Mart	Fuel	155.00
Grafton Oil, Inc.	Fuel	2,868.60
John Deere Financial	Parts, Sup	201.82
Lichti Oil	Fuel	2,305.44
Nebraska Public Power District	Uti	346.57
Perennial Public Power District	Uti	86.08
R & R Services	Ser	437.50
Donna Saltzman	Ser	105.00
Speece Lewis Engineers	Ser	723.00
Stanley Tatro Enterprises, Inc.	Ser	304.00
US Bank CPS	Post	24.88



# Fillmore County Board Minutes



May 28, 2013

Verizon Wireless	Uti	68.20
Village of Fairmont	Uti	47.35
Windstream	Uti	151.92
Payroll	Salaries	23,295.02

## **SHERIFF – SPECIAL LAW ENFORCEMENT FUND:**

Ameritas Life Insurance Corp.	Ret	130.98
Geneva State Bank	SS	129.29
Payroll	Salaries	1,690.00

## **INHERITANCE TAX FUND:**

Geneva Broadband, LLC	Ser, Equip	628.74
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## **911 WIRELESS FUND:**

Metro Leasing Company	Ser	794.89
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## **AG SOCIETY BUILDING FUND:**

Ayars & Ayars, Inc.	Building	20,775.00
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## **E911 COMMUNICATIONS FUND:**

Nebraska Public Power District	Uti	130.24
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## **CLAIMS APPROVED**

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

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

Nays: None

The Chairman declared the motion carried.

## **PROBATION BUDGET REQUEST**

Probation District #1 submitted a budget request of \$2,820.80 for fiscal year 2013/2014, further action will take place later this year.

## **SALARY COMMITTEE**

Larry Cerny, Chairman appointed Merle Noel, Jeff Neiman, and Jerry Galusha to the 2013/2014 salary committee.

## **SICK DAY BANK COMMITTEE**

After discussion, Mueller moved and Noel seconded the motion to appoint the County Assessor, Highway Superintendent, and Steve Yates to the Sick Day Bank Committee. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **OLD HOSPITAL PARKING LOT**

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

## **RESOLUTION 2013 - 18**





# Fillmore County Board Minutes



May 28, 2013

**WHEREAS**, the County of Fillmore acknowledges that the Fillmore County Hospital is the owner of Lots 1 and 2, Block 1, James H. Bigelow's Fifth Addition to City of Geneva, Fillmore County, Nebraska, except that portion thereof previously condemned by the State of Nebraska for highway purposes as specifically described in Book 25, Page 19 of Miscellaneous Records in the office of the county Clerk of Fillmore County, Nebraska, which was formerly used as the Fillmore County Hospital parking lot; and

**WHEREAS**, the Fillmore County Board of Supervisors has determined that the aforementioned real estate is surplus and not needed for county purposes; 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 such surplus property; and

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF FILLMORE COUNTY, NEBRASKA** that the following described real estate is sold in its entirety to Richard Mueller:

Lots 1 and 2, Block 1, James H. Bigelow's Fifth Addition to City of Geneva, Fillmore County, Nebraska, except that portion thereof previously condemned by the State of Nebraska for highway purposes as specifically described in Book 25, Page 19 of Miscellaneous Records in the office of the county Clerk of Fillmore County, Nebraska.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the resolution adopted.

## CONDITIONAL USE PERMIT HEARING

Opened public hearing for the conditional use permit regarding building a cellular tower was opened at 11:15 a.m. as advertised.

Derek McGrew with Horvath Communications informed the Board they are requesting to build a 295 foot tower in the SE corner of the SW ¼, Section 29-5-2, Belle Prairie Township. Donna Mainwaring, Planning & Zoning Administrator presented the recommendation from the Planning Commission.

After discussion, Capek moved and Galusha seconded the motion to close the public hearing at 11:21 a.m. as there was no further public comment. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## CONDITIONAL USE PERMIT

Mueller moved and Neiman seconded the motion to approve the Conditional Use Permit as recommended by the Planning Commission to allow construction of a cellular tower in the SW ¼ of Section 29-5-2, Belle Prairie Township. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## SURPLUS ITEMS

Todd Boller, Noxious Weed Superintendent requested that the 1959 Crippen Seed Cleaner and the 25 ft. by 25 ft. building in Grafton be declared surplus.



# Fillmore County Board Minutes



May 28, 2013

After discussion, Yates moved and Galusha seconded the motion to declare the 1959 Crippen Seed Cleaner and the 25 ft. by 25 ft. building in Grafton surplus. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **GENERAL ASSISTANCE #2013-01**

After discussion, Yates moved and Neiman seconded the motion to deny the general assistance claim #2013-01 based on income and has not exhausted all other resources. Upon roll call, the vote was as follows:

Ayes: Neiman, 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, Noel moved and Mueller seconded the motion to adjourn until 9:10 a.m., June 11, 2013. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

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Attest

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Chairman



# Fillmore County Board Minutes



Special Meeting. June 6, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., June 6, 2013, in the Conference Room at the Road Department in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Yates, Galusha, Mueller, Neiman, and Noel. The County Clerk was present to record the minutes of the meeting. Highway Superintendent, Pat Halbur; Assistant Highway Superintendent, Jerry Lukes; Sheriff, William Burgess; Sam Hogue; and Scott Houck were present

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 9:45 a.m.

## **ROAD ISSUES AND CORN STALKS**

The Board discussed the issues regarding corn stalks on Road U between Road 11 and Road 12 causing the road to be closed after Memorial Day storm. Highway Superintendent, Pat Halbur informed the Board that currently there is nowhere to haul the stalks to get the road opened and have tried to burn them. After the stalks have been removed there will still be road and gravel work to get this road opened again. After discussion, Noel received word that a local landowner would allow the stalks to be piled along their right-of-way. Board is encouraging landowners to get permits to burn the corn stalks out of the ditches and right-of-way.

Pat Halbur informed the Board that Road 12 between Road U and Road V was also closed due to silt and damage to bridge. Bridge crew is currently working on getting bridge repaired.

## **ADJOURN**

As there was no other business to come before the Board, Yates moved and Neiman seconded the motion to adjourn until 9:00 a.m., June 11, 2013. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.



# Fillmore County Board Minutes



June 11, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:20 a.m., June 11, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Yates, Galusha, Mueller, Neiman, and Noel. Galusha was absent at 1:45 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 2:16 p.m.

## **MINUTES APPROVED**

Chairman of the Board, Cerny declared the minutes of the May 28, 2013 and the June 6, 2013 Board meetings were approved as presented.

## **REGION V SYSTEMS**

C. J. Johnson, Director with Region V Systems presented the annual report and budget request of \$8,883.00 for mental health and \$1,598.00 for substance abuse for fiscal year 2013/2014. Further discussion regarding the budget request will be acted upon later this summer.

## **REGION V SERVICES**

Dave Merrill, Director with Region V Services presented the annual report and budget request of \$10,484.00 for fiscal year 2013/2014. Further discussion regarding the budget request will be acted upon later this summer.

## **PERENNIAL PUBLIC POWER DISTRICT AGREEMENT**

After discussion, Yates moved and Neiman seconded the motion to approve the agreement with Perennial Public Power District to relocate utility poles for the project located between Section 2 and Section 3-8-4, Grafton Township at no charge. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## **INTERLOCAL AGREEMENT WITH VILLAGE OF SHICKLEY**

Village of Shickley requested that the County Road Department maintain the gravel roads within the Village limits.

After discussion, Noel moved and Mueller seconded the motion to approve the Interlocal Agreement with the Village of Shickley to maintain eight (8) blocks within the Village limits beginning June 5, 2013 for a one year time period. Upon roll call, the vote was as follows:

Ayes: Yates, Neiman, Noel, Cerny, Mueller, Galusha, and Capek  
Nays: None  
The Chairman declared the motion carried.

## **USDA APHIS WILDLIFE CONTRACT**

After discussion, Yates moved and Noel seconded the motion to approve the USDA APHIS Wildlife Contract beginning July 1, 2013 and ending June 30, 2014 for the amount of \$7,790.00. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.



# Fillmore County Board Minutes



June 11, 2013

## SOUTHEAST NEBRASKA DEVELOPMENT DISTRICT

Dave Taladay, Executive Director of Southeast Nebraska Development District (SEND) submitted the annual report and budget request of \$7,094.00 for fiscal year 2013/2014. Further discussion regarding the budget request will be acted upon later this summer.

## FEE REPORTS

Neiman moved and Mueller seconded the motion to approve the fee reports for the month of May 2013:

**County Clerk \$10,149.01** (State \$4,796.89 & County \$5,352.12)  
**Clerk of the District Court \$532.60**  
**County Sheriff \$4,346.87**

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## HOPE CRISIS CENTER

Carmen Hinman, Director of Hope Crisis Center presented the annual report and budget request of \$3,272.00 for fiscal year 2013/2014. Further discussion regarding the budget request will be acted upon later this summer.

## MEAL REIMBURSEMENT

County Attorney, Jill Cunningham; Deputy County Attorney, Howard Ach informed the Board that by statute the County is required to reimburse all expenses while they are attending seminars. Clerk of the District Court, Peggy Birky; County Assessor, Lynn Mussman; County Sheriff, Bill Burgess; County Treasurer, Barbara Trapp; and Highway Superintendent, Pat Halbur were present for discussion.

After discussion, Mueller moved and Yates seconded the motion to allow meal reimbursement when an overnight stay is required due to a multiple day seminar and there will be no reimbursement for meals when an overnight stay is not required, original receipts will be required for reimbursement. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## COURT APPOINTED SPECIAL ADVOCATES

Cathy Wismer, Director of Court Appointed Special Advocates (CASA) presented the annual report and budget request of \$12,000.00 for fiscal year 2013/2014. Further discussion regarding the budget request will be acted upon later this summer.

## CONCRETE BOX CULVERT BIDS

Opened the Concrete Box Culvert bids located between Section 2 & Section 3-8-4, Grafton Township at 1:00 p.m. as advertised, the following bids were received:

### Bidder:

GUS Construction Co., Inc., Casey, IA  
TCW Construction, Lincoln, NE  
Van Kirk Bros. Contracting, Sutton, NE

### Bid:

\$207,320.95  
\$232,946.00  
\$227,769.90





# Fillmore County Board Minutes



June 11, 2013

## DISCUSSION REGARDING THISTLE'S

Noxious Weed Superintendent, Todd Boller informed that Board that Weed Board would like to remove tall & flodman thistle's from the noxious weed list for Fillmore County. After discussion, the Board agreed to this and the Weed Board will hold a public hearing at their July 2, 2013 Board meeting.

## CONCRETE BOX CULVERT LETTING

After review of bids by Tim Farmer with Speece Lewis Engineers all bids were correct as presented.

After discussion, Noel moved and Neiman seconded the motion to accept all bids and award GUS Construction Co., Inc. the contract in the amount of \$207,320.95. Upon roll call, the vote was as follows:

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

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, Mile, Wksh, Post	3,702.60
Action Auto Supply	Main	7.68
Ameritas Life Insurance Corp.	Ret	3,301.42
Amsan	Sup	398.75
Andrews Electric Co.	Rep	65.02
Aramark Uniform Services, Inc.	Ser	721.72
Axis Capital, Inc.	Ser	249.00
Black Hills Energy	Uti	390.49
Todd Boller	Post	10.58
Brothers Equipment, Inc.	Sup	134.83
Century Lumber Center	Sup	12.99
City of Geneva	Uti	383.00
Consolidated Management Company	Meals	27.50
Constellation Energy	Uti	23.94
CornerStop	Fuel	652.57
Eakes Office Plus	Sup	1,144.49
Earls Window Service	Ser	6.00
Erdkamp Motors	Main	48.50
Exeter Care Center	HDM's	336.00
Exeter Senior Center	USDA, Misc	380.37
Fairmont Aging Services	USDA, Misc	1,970.59
Fillmore County Sheriff	Fees	321.73
First Concord Benefits Group, LLC	Insur, Ser	1,606.85
Friesen Chevrolet, Inc	Main	70.50
Geneva Broadband, LLC	Ser	127.96
Geneva Home Center	Sup	167.27
Geneva Senior Center	USDA, Misc, Rent	3,271.27
Geneva State Bank	SS	3,529.03
Geneva Tire Pros	Rep, Equip	633.35
Geneva Welding & Supply, Inc.	Sup	30.00
Hampton Inn Kearney	Lodging	479.70
Heath, Inc.	Rep	342.30
Hilty's	Sup	32.97



# Fillmore County Board Minutes



June 11, 2013

Hometown Leasing	Ser	703.34
Kerry's Auto Repair & Service	Rep	226.98
Knoche Appraisal & Consulting	Ser, Mile	601.84
Kopchos Sanitation, Inc.	Ser	135.50
Stephen J. Kraviec	Ser, Post	1,722.10
Lichti Oil	Fuel, Sup	279.53
Light & Siren	Equip	1,081.70
Madison National Life Insurance Co.	Insur	182.61
Microfilm Imaging Systems, Inc.	Ser	75.00
Mid-American Research Chemical	Sup	487.96
MIPS, Inc.	Ser	2,887.16
Brenda Motis	Mile	100.59
National Association of County Recorders, Election Officials & Clerks	Dues	55.00
Nebraska Association of County Officials	Wksh	180.00
Nebraska Fire Sprinkler Corp.	Ser, Main	491.00
The Nebraska Signal	Pro, Ads	555.61
Nick's Farm Store	Rep	35.14
Omaha World Herald	Misc	231.40
Dawn Opfer	Sup	180.80
Platte Valley Communications	Rep, Equip	2,654.24
Postmaster	Post	806.00
R & R Services	Ser	280.00
Reinboth Plumbing, Inc.	Rep	156.95
Rodeway Inn	Lodging	110.00
Shell Fleet Plus	Fuel	2,882.00
State of Nebraska AS Central Finance	Ser	448.00
State of Nebraska – Dept. of Labor/Boiler	Ser	180.00
Thayer County Treasurer	Sup	2,680.96
US Bank CPS	Post, Wksh	365.05
Carroll L. Verhage	Ser	458.00
Weaver Pharmacy	Sup	95.73
Windgate By Wyndham	Lodging	77.00
Payroll	Salaries	48,586.74

## **ROAD/BRIDGE FUND:**

Action Auto Supply	Parts, Sup	41.40
Ameritas Life Insurance Corp.	Ret	1,595.00
Auto Value Parts Stores	Parts, Sup, Main	853.07
Beatrice Concrete Co., Inc.	Gravel	43,826.17
Black Hills Energy	Uti	260.13
B's Enterprises, Inc.	Equip	8,040.00
Casey's General Stores	Fuel	460.07
Century Lumber Center	Sup	170.78
City of Geneva	Uti	60.20
CornerStop	Fuel	2,702.16
Dorchester Farmers Coop	Fuel, Rep	4,314.59
Filter Care of Nebraska	Parts	31.65
Geneva Broadband, LLC	Ser	39.99
Geneva State Bank	SS	1,838.90
Geneva Tire Pros	Rep	322.08
Robert & Luella Griess	Right-of-way	1,980.00
Kaiser Auto Supply, LLC	Parts, Sup	572.97
Jim Kamler DBA Kamler's Garage	Rental	180.00
Kopchos Sanitation, Inc.	Uti	45.00
Lichti Oil	Parts, Fuel	14,970.89
Madison National Life Insurance Co.	Insur	85.27
Medical Enterprises, Inc.	Sup	93.00
MIPS, Inc.	Ser	118.64



# Fillmore County Board Minutes



June 11, 2013

The Nebraska Signal	Ad	94.54
Nebraska Truck & Equipment	Parts	55.03
Nichols Construction	Gravel	78,362.36
Office Depot Credit Plan	Sup	88.96
Perennial Public Power District	Uti	52.30
Postmaster	Post	130.00
Power Plan	Parts, Rep	18,847.90
R & R Services	Ser	810.16
Shell Fleet Plus	Fuel	949.69
US Bank CPS	Post	2.92
Village of Grafton	Uti	26.19
Wick's Sterling Trucks	Parts	43.33
Payroll	Salaries	23,295.02

## **ECONOMIC DEVELOPMENT – TOURISM:**

Fillmore County Historical Society	Ads	100.00
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## **SHERIFF – SPECIAL LAW ENFORCEMENT FUND:**

Ameritas Life Insurance Corp.	Ret	265.64
Geneva State Bank	SS	262.19
Payroll	Salaries	1,690.00

## **AG SOCIETY BUILDING FUND:**

JP Morgan Chase Bank	Interest, Principal	62,954.50
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## **HOSPITAL OPERATING FUND:**

Fillmore County Hospital	May taxes	11,496.33
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## **E911 COMMUNICATIONS FUND:**

Andrews Electric Co.	Rep	105.79
Geneva Broadband, LLC	Ser	63.98

## **CLAIMS APPROVED**

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

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

The Chairman declared the motion carried.

## **VERIZON TOWER CONTRACT**

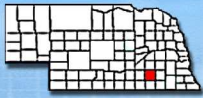
Heather Miller, Planning & Zoning Assistant presented the Board with a copy of the County Attorney's questions regarding the contract with Verizon for a replacement tower. Also attached were the answers to those questions from Verizon's attorney.

After review, Neiman moved and Capek seconded the motion to approve and sign the Second Amendment to Tower Attachment Communications Site Lease Agreement with Verizon Wireless to install a replacement tower near the County Shop and turn over to the County after completion. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Neiman, and Noel  
Nays: Cerny and Mueller                      Absent: Galusha

The Chairman declared the motion carried.

## **ADJOURN**



# Fillmore County Board Minutes



June 11, 2013

As there was no other business to come before the Board, Capek moved and Noel seconded the motion to adjourn until 9:00 a.m., June 25, 2013. Upon roll call, the vote was as follows:

Ayes: Yates, Neiman, Noel, Cerny, Mueller, and Capek

Nays: None                      Absent: Galusha

The Chairman declared the motion carried.

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Attest

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Chairman



# Fillmore County Board Minutes



June 25, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:22 a.m., June 25, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Yates, Galusha, Neiman, and Noel. Mueller 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 2:33 p.m.

## MINUTES APPROVED

Chairman of the Board, Cerny declared the minutes of the June 11, 2013 Board meeting were approved as presented.

## FILLMORE COUNTY DEVELOPMENT CORPORATION

Patt Lentfer, Director of Fillmore County Development Corp.; Renee Kamler, Elmer Hessheimer, and Scott Oliva, Visitors Committee members were present for discussion. Patt presented several flyers that have been updated, Barn quilt projects, and other activities that the committee is working on.

After discussion, Capek moved and Neiman seconded the motion to reappoint Renee Kamler and Scott Oliva to the Visitor's Committee beginning June 1, 2013 and ending May 31, 2017. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Neiman, Noel, and Cerny  
Nays: None

The Chairman declared the motion carried.

## EMERGENCY ACTION ITEM

Pat Halbur, Highway Superintendent informed the Board that she received the contract from GUS Construction that needs to be approved as they would be onsite prior to the next Board meeting.

After discussion, Yates moved and Noel seconded the motion to add an emergency action item a contract with GUS Construction to the agenda. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Neiman, Noel, and Cerny  
Nays: None

The Chairman declared the motion carried.

## DRIVEWAY PERMITS

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

Anthony D. Lauenstein – install a new 40 ft. driveway on the east side of the E ½ of the NE ¼ of Section 17-5-4, Bryant Township;  
Larry Roush Trust – install a new 40 ft. driveway on the south side of the SE ¼ of Section 7-5-4, Bryant Township;  
Kay Kleinschmidt – install a new 40 ft. driveway on the east side of the SE ¼ of Section 22-8-4, Grafton Township;  
Ryan T. Winter – install a new driveway and replace an existing driveway on the east side of the SE ¼ of Section 7-7-4, Bennett Township.

Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Neiman, Noel, Cerny, and Galusha  
Nays: None





# Fillmore County Board Minutes



June 25, 2013

The Chairman declared the motion carried.

## **CLEAN SILT PERMITS**

Neiman moved and Noel seconded the motion to approve the clean silt permits as follows:

Patrick Kamler – clean silt from the ditch on the south side of the SE ¼ of Section 18-6-4, Momence Township;  
Ryan Winter – clean silt from the ditch on the east side of the SE ¼ of Section 7-7-4, Bennett Township.

Upon roll call, the vote was as follows:

Ayes: Yates, Neiman, Noel, Cerny, Galusha, and Capek  
Nays: None

The Chairman declared the motion carried.

## **GUS CONSTRUCTION CONTRACT**

After discussion, Noel moved and Yates seconded the motion to approve the contract with GUS Construction for the Concrete Box Culvert #C003010920 between Section 2 and 3-8-4, Grafton Township in the amount of \$207,320.95. Upon roll call, the vote was as follows:

Ayes: Neiman, Noel, Cerny, Galusha, Capek, and Yates  
Nays: None

The Chairman declared the motion carried.

## **DISCUSSION REGARDING ROAD W**

Board received a letter from Jon Lichti, Mike Lichti, and Larry Paul requesting to have Road W closed between Road 6 and Road 7.

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

### **RESOLUTION 2013 - 19**

**WHEREAS**, The Fillmore County Board of Supervisors directed the County Highway Superintendent to make a study of use of County Road W, between Road 6 and Road 7 and to submit within thirty (30) days a written report of her recommendation of the vacation of Road W.

Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Galusha, Capek, Yates, and Neiman  
Nays: None

The Chairman declared the resolution adopted.

## **OTHER ROAD ISSUES**

Larry Biester addressed his concern regarding road access during the Federal Aid Project located between Sections 32 and 33, Geneva Township, which are near his residence. Larry has requested that the Board gravel Road L between Road 8 and Road 9 as this will be his only access from his property during this project.

## **COURTHOUSE BUILDING MAINTENANCE**

Steve Pedersen with Pedersen Restoration, Inc. presented to the Board several maintenance issues that need to be addressed on the exterior of the Courthouse. After discussion, the Board requested that Steve prepare an estimate on the maintenance repairs needed.



# Fillmore County Board Minutes



June 25, 2013

## 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	Meals	60.32
Ameritas Life Insurance Corp.	Ret	3,629.40
Aqua Plumbing & Heating, LLC	Rep	160.18
Bi-Versal Pest Control	Ser	100.00
Botdorf & Maser, Attorney at Law	Ser, Mile	1,504.27
Megan Burda	Wksh, Airfare	1,006.50
Daryl L. Callenius	Meals	15.28
Lucille Capek	Mile	222.05
Capital Business Systems, Inc.	Equip	9,371.00
CDW Government	Equip	438.53
Chaney Chemical, Inc.	Sup	3,300.98
Marilyn Christiancy	Ret	25.00
City of Geneva	Rent	484.00
City of York	RAP	3,317.00
Jill R. Cunningham	Meals	43.70
Dell Marketing LP	Equip	2,233.56
Judy Dondlinger	Ser	120.00
Eakes Office Plus	Sup, Equip	519.90
Merlin Ehmen	Ret	22.00
Sharon Elznic	Mtgs, Mile	92.46
Alan Emshoff	Mile	201.14
Fillmore County Court	Fees	1,018.36
Fillmore County Development Corp.	Budget request	10,000.00
Fillmore County Treasurer	Interest	12.63
First Concord Group, Inc.	Insur	1,373.58
Geneva Activity & Education Dept.	CPR	245.00
Geneva Broadband, LLC	Ser	112.97
Geneva Senior Center	Rent	35.00
Geneva State Bank	SS	3,851.07
Geneva Super Foods	Sup	923.89
Richard Girmus	Mtgs, Mile	43.56
GIS Workshop	Ser	3,500.00
Norma Gregory	Ret	25.00
Matt Harre	Mtgs, Mile	66.16
Heath, Inc.	Rep	249.80
Deborah Hoarty	Mile	185.32
Jim's Repair	Main	89.87
Howard Johnson	Mile	101.70
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Misc	2,778.11
Dean Kassik	Mtgs, Mile	95.85
Dennis Kimbrough	Mile	115.26
Latimer Reporting	Ser	154.45
Lincoln-Lancaster County Emergency Mtg	Insur	150.00
Madison National Life	Insur	8.01
MailFinance	Ser	215.03
Ann H. McDonald	Ret	18.00
Microfilm Imaging Systems, Inc.	Ser	75.00
Morley Most	Mtgs, Mile	99.24
Brenda Motis	Meals	21.31
Rich Mueller / Thomas Biegert	Rent	700.00
Nebraska Public Power District	Uti	2,470.31



# Fillmore County Board Minutes



June 25, 2013

Nebraska Supreme Court	Sup	365.00
Noel Lawn Care	Ser	262.50
Reg Noel	Mtgs, Mile	63.90
Pottawattamie County Sheriff's Office	Ser	21.00
Radiology Associates, PC	Ser	48.00
Region V Systems	EPC	242.00
Robinson Textiles	Sup	96.85
Skalka & Baack Law Firm	Ser	670.05
State of Nebraska AS Central Services	Ser	61.25
State of Nebraska Health & Human Service	May Patient Care	186.00
Rhonda Stokebrand	Mile, Sup	365.69
Allan Stuckey	Mtgs, Mile	95.85
Total Funds by Hasler	Post	2,000.00
University of Nebraska – Lincoln	Equip	1,200.00
UN-L IS-Telecommunications	Uti	12.91
US Bank CPS	Lodging, Mile, Post, Sup, Equip	1,449.05
USDA, APHIS	Budget Request	3,818.50
Brandy VanDeWalle	Wksh, Uti, Mile	955.53
Carroll L. Verhage3	Ser	415.00
Verizon Wireless	Uti	571.05
Robert Waltrip	Mtgs, Mile	95.85
Whelan, Scherr, Glen & Mead PC, LLC	Ser, Mile	348.09
Windstream	Uti	330.36
Payroll	Salaries	53,354.64

## **ROAD/BRIDGE FUND:**

Ameritas Life Insurance Corp.	Ret	1,626.32
Rex Bahe	Ret	25.00
Beatrice Concrete Co., Inc.	Gravel	37,607.16
Dorchester Farmers Coop	Fuel	3,778.17
Erdkamp Motors	Parts	52.35
Gana Trucking & Excavating, Inc.	Crushed Rock	99,497.55
Geneva Broadband, LLC	Uti	39.99
Geneva Engineering, Inc.	Culvert project	63,878.30
Geneva State Bank	SS	1,877.14
Geneva Super Foods	Sup	7.62
Geneva Tire Pros	Rep, Sup	1,405.36
Grafton Oil, Inc.	Fuel	3,079.31
Vern Griess	ROW	25.00
John Deere Financial	Parts	130.45
Lichti Oil	Fuel	1,631.30
Mel's Automotive, Inc.	Rep	80.00
Nebraska Public Power District	Uti	271.75
Newman Traffic Signs	Sup, Equip	1,083.74
Nichols Construction	Gravel	54,870.12
NMC Exchange, LLC	Parts, Rep	14,590.05
Perennial Public Power District	Uti	73.58
Alan M. & Dawn F. Schaldecker	ROW, Fencing	5,442.75
Speece Lewis Engineers	Ser	4,145.36
Super 8 Motel	Lodging	96.00
Sutton Lumber	Equip	1,632.00
US Bank CPS	Post, Sup	29.89
VanKirk Sand & Gravel, Inc.	ROW, Fencing	1,230.75
Verizon Wireless	Uti	242.20
Village of Exeter	Uti	17.50
Village of Fairmont	Uti	18.35
Payroll	Salaries	25,034.52

## **ECONOMIC DEVELOPMENT – TOURISM:**



# Fillmore County Board Minutes



June 25, 2013

Fillmore County Development Corp.	Post, Sup, Mile, Misc, Ser	701.81
Omaha World Herald	Ad	372.00

## **SHERIFF – SPECIAL LAW ENFORCEMENT FUND:**

Ameritas Life Insurance Corp.	Ret	222.33
Geneva State Bank	SS	219.45
Payroll	Salaries	2,868.59

## **INHERITANCE TAX FUND:**

Diode Technologies	Equip, Installation	6,463.50
Sutton Electric, Inc.	Equip, Installation	16,950.00

## **911 WIRELESS FUND:**

Fillmore County Treasurer	Transfers	10,580.20
Metro Leasing Company	Ser	794.89

## **E911 COMMUNICATIONS FUND:**

Fillmore County Treasurer	Transfer	4,292.41
Geneva Broadband, LLC	Uti	63.98
Nebraska Public Power District	Uti	175.04
Windstream	Uti	1,029.49

## **CLAIMS APPROVED**

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

Ayes: Cerny, Galusha, Capek, Yates, Neiman, and Noel  
Nays: None

The Chairman declared the motion carried.

## **SURPLUS ITEMS**

After discussion, Noel moved and Neiman seconded the motion to declare miscellaneous computer and office equipment surplus. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Neiman, Noel, and Cerny  
Nays: None

The Chairman declared the motion carried.

## **COPIER**

County Clerk, Amy Nelson received the following three quotes for a new color copier at the County Office Building East:

Capital Business Systems, Inc. - \$131.85 per month (60 month contract) including 20,000 black/white & 1,794 color copies per year, with additional black/white at \$0.011 per page & color at \$0.078 per page.

Solution One - \$269.39 per month (60 month contract) including 36,000 black/white copies per year with additional black/white at \$0.011 per page & all color prints would be \$0.055 per page

Eakes Office Plus - \$231.50 per month (60 month contract) including 20,000 black/white with additional black/white at \$0.0203 per page & all color prints would be \$0.0759 per page

After discussion, Neiman moved and Noel seconded the motion to lease a color copier with Capital Business Systems, Inc. for 60 months for the East office building. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Neiman, Noel, and Cerny  
Nays: None



# Fillmore County Board Minutes



June 25, 2013

The Chairman declared the motion carried.

## **AGING SERVICES CONTRACT**

After discussion, Yates moved and Neiman seconded the motion to approve and sign the Care Management Services agreement with the City of Lincoln/Aging Partners Care Management Unit for a one year period beginning July 1, 2013 and ending June 30, 2014. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **CHILD SUPPORT SUBGRANT AGREEMENT**

After discussion, Capek moved and Yates seconded the motion to approve and sign the Subgrant Agreement for Child Support Enforcement Services between the Fillmore County Clerk of District Court office and the Department of Health and Human Services beginning October 1, 2013 and ending September 30, 2014. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **EMERGENCY PROTECTIVE CUSTODY SERVICES AGREEMENT**

Yates moved and Neiman seconded the motion to approve and sign the Emergency Protective Custody Services (EPC) Agreement with Region V Systems beginning July 1, 2013 and ending June 30, 2014. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **GRAFTON NOXIOUS WEED BUILDING BIDS**

Opened bids for the Grafton Noxious Weed building at 1:00 p.m. as advertised. The following bids were received:

John Miller, Exeter \$101.00

Brooke Brown, Grafton \$100.00

## **GRAFTON NOXIOUS WEED BUILDING LETTING**

Galusha moved and Yates seconded the motion to accept the bids and award to John Miller for \$101.00, building must be paid for within 10 days and building moved by December 31, 2013. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **NIRMA INSURANCE**

After discussion regarding changing the deductible on the Counties property insurance, the Board agreed to leave the deductibles as they have been for the 2013/2014 fiscal year.





# Fillmore County Board Minutes



June 25, 2013

## **SALARY COMMITTEE RECOMMENDATION**

Jeff Neiman, Chairman of the Salary committee informed the Board that the Salary committee is recommending a three and a half (3 ½%) percent per department annual salary at the discretion of the department head for hourly employees (except seasonal employees) based on performance.

After discussion, Noel moved and Capek seconded the motion to approve a three (3%) percent per department annual salary at the discretion of the department head for hourly employees (except seasonal employees) based on performance starting on July 8<sup>th</sup>. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **HIGHWAY SUPERINTENDENT SALARY**

After discussion, Yates moved and Neiman seconded the motion to raise the Highway Superintendent's salary to \$45,000.00 a year and to remove her from probation beginning July 1, 2013. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **SENIOR SERVICES SALARY**

After discussion, Neiman moved and Yates seconded the motion to have no change in the Senior Services Director's salary. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Neiman, Noel, and Cerny

Nays: Galusha

The Chairman declared the motion carried.

## **EMERGENCY MANAGER SALARY**

After discussion, Yates moved and Neiman seconded the motion to increase the Emergency Manager's salary to \$37,000.00 a year or \$17.79 an hour. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Neiman, and Galusha

Nays: Noel and Cerny

The Chairman declared the motion carried.

## **VETERAN'S SERVICE SALARY**

Yates moved and Capek seconded the motion to increase the Veteran's Service Officer's salary to \$37,000.00 a year or \$17.79 an hour. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **CUSTODIAN/GROUNDSKEEPER SALARY**

Capek moved and Noel seconded the motion to increase the Custodian/Groundskeeper's salary to \$13.17 an hour, which is 3%. Upon roll call, the vote was as follows:



# Fillmore County Board Minutes



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

Nays: None

The Chairman declared the motion carried.

## **NOXIOUS WEED SUPERINTENDENT SALARY**

After discussion, Galusha moved and Noel seconded the motion to increase the Noxious Weed Superintendent's salary to \$16.48 an hour, which is 3%. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **EMERGENCY ACTION ITEM**

Amy Nelson, County Clerk informed the Board that a few budgets within the General Fund have gone over their budget and need to have deficit appropriations made to them.

After discussion, Noel moved and Yates seconded the motion to add an emergency action item of deficit appropriations to the agenda. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **DEFICIT APPROPRIATION**

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

### **RESOLUTION 2013 - 20**

**WHEREAS**, all of the funds in the 2012-2013 budgets for the Register of Deeds, Planning & Zoning, District Judge, and County Attorney have been expended due to unforeseen circumstances, and

**WHEREAS**, it is necessary to have county funds available in these budgets to meet all obligations for the 2012-2013 budget year,

**NOW THEREFORE BE IT RESOLVED** by the Fillmore County Board of Supervisors that a need does exist for additional funds and that the sum of \$300.00 be appropriated to the Register of Deeds budget, \$1,500.00 be appropriated to the Planning & Zoning budget, \$500.00 be appropriated to the District Judge budget, and \$1,300.00 be appropriated to the County Attorney budget from the unused funds in the Miscellaneous account of the General Fund Budget for 2012-2013 of said county.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the resolution adopted.

## **ADJOURN**

The following agenda items will be discussed at a future Board meeting: "Interlocal agreement with West Blue, Deputy Emergency Manager salary, Planning & Zoning Administrator salary, and iPads. As there was no other business



# Fillmore County Board Minutes



June 25, 2013

to come before the Board, Capek moved and Noel seconded the motion to adjourn until 9:20 a.m., July 9, 2013. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

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Attest

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Chairman



# Fillmore County Board Minutes



July 9, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:50 a.m., July 9, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Yates, Galusha, Mueller, Neiman, 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 2:58 p.m.

## **MINUTES APPROVED**

Chairman of the Board, Cerny declared the minutes of the June 25, 2013 Board meeting were approved as presented.

## **SPEECE LEWIS CONTRACT**

After discussion, Galusha moved and Noel seconded the motion to approve the contract with Speece Lewis Engineers beginning on July 1, 2013 and ending June 30, 2014 for engineering and consultant services. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **INTERLOCAL AGREEMENT WITH WEST BLUE TOWNSHIP**

After discussion, Mueller moved and Yates seconded the motion to approve the interlocal agreement with West Blue Township beginning July 1, 2013 and ending June 30, 2014 to maintain the township roads. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **MEMORANDUM OF AGREEMENT WITH NEBRASKA REGIONAL INTEROPERABILITY NETWORK**

Emergency Manager, Donna Mainwaring presented two Memorandum of Agreements with Nebraska Regional Interoperability Network (NRIN) allowing the Southeast Region to locate microwave dishes and equipment on the 911 tower and equipment in the dispatch center.

After discussion, Yates moved and Neiman seconded the motion to approve the Memorandum of Agreement with NRIN to allow the Southeast Region to install three (3) microwave dishes and equipment on the 911 tower. Upon roll call, the vote was as follows:

Ayes: Neiman, Cerny, Mueller, Galusha, Capek, and Yates

Nays: Noel

The Chairman declared the motion carried.

## **MEMORANDUM OF AGREEMENT WITH NEBRASKA REGIONAL INTEROPERABILITY NETWORK**

After further discussion, Mueller moved and Capek seconded the motion to approve the Memorandum of Agreement with NRIN to allow the Southeast Region to locate an Ethernet connection and a Public Safety Answering Point (PSAP) in the dispatch center to offer a line-of-sight communications for NRIN. Upon roll call, the vote was as follows:



# Fillmore County Board Minutes



July 9, 2013

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

The Chairman declared the motion carried.

## **FEE & SEMI-ANNUAL REPORTS**

Noel moved and Mueller seconded the motion to approve the fee reports for the month of June 2013 and the Semi-Annual report:

**County Clerk \$14,342.16** (State \$8,137.73 & County \$6,204.43)  
**Clerk of District Court \$2,070.68**  
**County Sheriff \$2,706.83**

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## **REGION V PREVENTION COALITION**

Sandy Morrissey, Director of the Regional Prevention Coalition shared information with the Board regarding funding and development of the prevention system. Sandy informed the Board that the coalition within Fillmore County will be starting up again and that she would assist in getting funding for this program.

## **SUBSTITUTING SECURITIES**

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

### **RESOLUTION NO. 2013 - 22**

**RESOLVED**, that Geneva State Bank of Geneva, Nebraska be permitted to substitute the following security held by the Midwest Independent Bank, Trustee:

CUSIP #212544DP2 in the amount of \$200,000.00  
CUSIP #982687FT7 in the amount of \$300,000.00

and that the following security be substituted:

CUSIP #079212E69 in the amount of \$140,000.00  
CUSIP #183524AL1 in the amount of \$430,000.00

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

## **JANITORIAL SUPPLIES & MATS**

After discussion, Noel moved and Mueller seconded the motion to approve changing from Aramark Uniform Services to UniFirst Corp. due to the cost savings to the County effective July 31, 2013. Upon roll call, the vote was as follows:

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





# Fillmore County Board Minutes



July 9, 2013

The Chairman declared the motion carried.

## **SECURITY CAMERAS FOR COUNTY OFFICE BUILDING EAST**

After discussion, Neiman moved and Noel seconded the motion to purchase seven high definition cameras and a 16 port DVR for the County Office Building East in the amount of \$6,699.00. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **SOUTHEAST NEBRASKA ADULT DRUG COURT**

Southeast Nebraska Adult Drug Court submitted a budget request of \$2,496.00 for fiscal year 2013/2014 which will be discussed further later this year.

## **CHILD SUPPORT CONTRACT**

After discussion, Yates moved and Mueller seconded the motion to approve the Child Support Enforcement Contract with Stephen J. Kraviec, Attorney, PC, LLO beginning July 1, 2013 and ending June 30, 2014 in the amount of \$20,095.00 a year. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **SUBGRANT AGREEMENT FOR CHILD SUPPORT ENFORCEMENT SERVICES FOR COUNTY ATTORNEY**

After discussion, Galusha moved and Neiman seconded the motion to approve the Subgrant Agreement for Child Support Enforcement Services with the County Attorney beginning October 1, 2013 and ending September 30, 2014. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **RURAL TRANSIT FUNDING AGREEMENT**

After discussion, Noel moved and Galusha seconded the motion to approve the agreement with the State of Nebraska Department of Roads to receive \$45,890.00 from the Federal and \$22,945.00 from the State allocation of Public Transportation Operating funds. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **TALL & FLODMAN THISTLES**

Noxious Weed Superintendent, Todd Boller informed the Board that the Noxious Weed Board held a public hearing on July 2, 2013 to remove tall and flodman thistles from the counties control program.

After discussion, Mueller moved and Capek seconded the motion to remove the tall and flodman thistles from the counties control program. Upon roll call, the vote was as follows:



# Fillmore County Board Minutes



July 9, 2013

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

The Chairman declared the motion carried.

## **NIRMA INSURANCE**

Neiman moved and Galusha seconded the motion to approve the NIRMA insurance for the County for fiscal year 2013/2014. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## **IPADS FOR BOARD**

After discussion, Mueller moved and Yates seconded the motion to purchase iPads for the Board and County Clerk. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## **EXECUTIVE SESSION**

Mueller moved and Noel 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, Neiman, Noel, Cerny, Mueller, and Galusha  
Nays: None

The Chairman declared the motion carried and requested that the County Clerk remain. Executive session began at 1:34 p.m.

## **RETURN TO REGULAR SESSION**

Mueller moved and Capek seconded the motion to return to open session at 1:53 p.m. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## **ZONING ADMINISTRATOR/OFFICE MANAGER**

After further discussion, the Board offered the position of Zoning Administrator and Office Manager of the County Office Building East to Heather Miller and she accepted.

## **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.



# Fillmore County Board Minutes



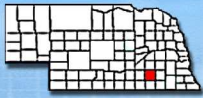
July 9, 2013

## GENERAL FUND:

Ace Agricultural Supply	Sup	124.23
Howard F. Ach	Rent, Post	3,263.68
Ameritas Life Insurance Corp.	Ret	3,587.43
Axis Capital, Inc.	Ser	249.00
B & J Automotive, LLC	Main	44.35
Black Hills Energy	Uti	131.22
Leslie Boswell	Mile	57.63
Business Telecommunication Systems	Equip	31.43
City of Geneva	Uti	566.70
Jerry Chapman	Mile	27.12
Constellation Energy	Uti	1.89
Gaylord Craddock	Mile	57.63
Earls Window Service	Ser	6.00
ECN Emergency Communications Network	Ser, Main	8,660.00
Exeter Care Center	HDM's	304.50
Exeter Senior Center	USDA	95.81
Fairmont Aging Services	USDA	234.58
Fillmore County Clerk	Misc	16.00
Fillmore County Clerk of District Court	Fees	64.00
Fillmore County Hospital	Ser	185.00
Fillmore County Treasurer	Transfer	400,000.00
First Concord Benefits Group, LLC	Insur, Ser	317.00
Geneva Home Center	Sup	44.19
Geneva Senior Center	USDA, Rent	1,008.80
Geneva State Bank	SS	3,998.43
Hilty's	Sup	96.82
Holiday Inn	Lodging	154.00
Hometown Leasing	Ser	544.00
Ron Isley	Mile	44.07
Knoche Appraisal & Consulting, LLC	Ser, Mile	1,203.36
Kopchos Sanitation, Inc.	Ser	135.50
Stephen J. Kraviec	Ser, Post	1,704.16
Lawson Products	Sup	239.78
Lichti Oil	Fuel	51.30
Donna Mainwaring	Sup	54.85
Microfilm Imaging Systems, Inc.	Ser	75.00
MIPS, Inc.	Ser	2,916.83
Brenda Motis	Mile, Sup	167.57
The Nebraska Signal	Pro, Ads	895.49
Nick's Farm Store Co.	Rep	67.35
R & R Services	Ser	280.00
Saint Louis University Dept. of Pathology	Ser	125.00
Secretary of State Rules & Regulations	Ser	20.00
Shell Fleet Plus	Fuel	3,627.93
Debbie Spanyers	Mile	100.01
Skalka & Baack Law Firm	Ser	1,113.52
State of Nebraska Crime Commission	Sup	7.50
Thayer County Sheriff	Ser	27.52
Barbara Trapp	Wksh	145.00
US Bank CPS	Sup	62.54
Windstream	Uti	1,089.47
Woodward's Disposal Service, Inc.	Ser	87.49
Payroll	Salaries	55,275.21

## ROAD/BRIDGE FUND:

Action Auto Supply	Parts, Sup	856.53
Ameritas Life Insurance Corp.	Ret	1,637.43



# Fillmore County Board Minutes



July 9, 2013

Auto Value Parts Stores	Sup	4.19	
Beatrice Concrete Co., Inc.	Gravel	21,019.39	
Black Hills Energy	Uti	71.04	
Blackburn, Mfg. Co.	Sup	63.38	
Century Lumber Center	Sup, Misc.	126.76	
City of Geneva	Uti	63.40	
Carla J. Devries	Post	4.53	
Dorchester Farmers Coop	Fuel	3,847.02	
Friesen Chevrolet, Inc.	Parts	30.30	
Geneva State Bank	SS	1,896.73	
Geneva Super Foods	Sup	11.52	
Geneva Tire Pros	Equip, Rep	611.20	
Geneva Welding & Supply, Inc.	Parts, Rep	424.33	
Grafton Oil, Inc.	Fuel	1,483.20	
Kaiser Auto Supply, Inc.	Parts, Sup	85.05	
Kopchos Sanitation, Inc.	Ser	45.00	
Lee Hanthorn	Easement	25.00	
Lex Truck & Auto, Inc.	Parts	248.00	
Lichti Oil	Fuel, Parts	2,547.64	
Mainelli, Wagner & Associates, Inc.	Ser	441.00	
Mike's Radiator & Tire	Parts, Rep	721.43	
MIPS, Inc.	Ser	122.20	
The Nebraska Signal	Ad	18.90	
Nichols Construction	Gravel	57,136.13	
Nick's Farm Store Co.	Parts, Rep	76.38	
Office Depot Credit Plan	Sup	280.14	
Perennial Public Power District	Uti	49.10	
Platte Valley Communications, Inc.	Rep	511.75	
R & R Services	Ser	810.00	
Carl Jr. & Vernon Schaldecker	ROW, Fencing	1,562.25	
Shell Fleet Plus	Fuel	1,393.78	
US Bank CPS	Post	8.00	
Village of Grafton	Uti	26.19	
Village of Milligan	Uti	22.59	
Woodward's Disposal Service, Inc.	Misc	68.25	Payroll
Salaries		25,292.74	

## **SHERIFF – SPECIAL LAW ENFORCEMENT FUND:**

Ameritas Life Insurance Corp.	Ret	124.39
Geneva State Bank	SS	122.78
Payroll	Salaries	1,605.00

## **INHERITANCE TAX FUND:**

Fillmore County Soldiers & Sailors Relief	Misc	3,000.00
Innovative Contracting	Rep, Ser	8,322.38

## **HOSPITAL OPERATING FUND:**

Fillmore County Hospital	June taxes	476.75
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## **E911 COMMUNICATIONS FUND:**

Platte Valley Communications	Rep	351.75
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## **CLAIMS APPROVED**

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

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



# Fillmore County Board Minutes



July 9, 2013

Nays: None

Abstaining due to conflict of interest: Yates

The Chairman declared the motion carried.

## **DEPUTY EMERGENCY MANAGER SALARY**

After discussion, Noel moved and Neiman seconded the motion to add \$1.50 per hour to his current Sheriff Deputy salary for his position as Deputy Emergency Manager. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **ADJOURN**

As there was no other business to come before the Board, Noel moved and Mueller seconded the motion to adjourn until 9:10 a.m., July 23, 2013. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

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Attest

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Chairman





# Fillmore County Board Minutes



The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., July 10, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Yates, Galusha, Mueller, Neiman, and Noel. The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication. 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 4:00 p.m.

## **INFORMAL BUDGET REVIEWS**

Informal budget reviews for 2013-2014 budgets were held. The following proposed budgets were reviewed:

County Court, District Court, District Judge, County Treasurer, Building & Grounds, Extension, County Attorney, Noxious Weed, Sheriff, Jail, County Drug Law Enforcement, Sheriff Special Law Enforcement Grants, Planning & Zoning, Emergency Management, Emergency Management Grants, 911 Wireless, 911 Wireless Services Holding, 911 Emergency Services, County Assessor, Surveyor, Veteran's Service, Senior Services, Board, Clerk, Register of Deeds, Elections, Data Processing, Employment Securities, Economic Development, County Medial Relief & Assistance, Institutions, Miscellaneous, Economic Development-Tourism, ROD Preservation & Modernization, Friends of the Courthouse, DEQ Grant – Tire Cleanup, Inheritance Tax, Courthouse Bond, Road Bond, Ethanol Plant Road Bond, and Ag Society Building Fund.

Several suggestions for changes were made. Final action will not be taken until the budget hearing in September.



# Fillmore County Board Minutes



July 23, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:14 a.m., July 23, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Vice Chairman Noel presiding. Members present were Capek, Yates, Galusha, Mueller, and Neiman. Cerny was absent and Mueller left at 11:45 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 12:27 p.m.

## **MINUTES APPROVED**

Vice Chairman of the Board, Noel declared the minutes of the July 9, 2013 and July 10, 2013 Board meetings were approved as presented.

## **OCCUPY RIGHT OF WAY PERMIT**

After discussion, Yates moved and Neiman seconded the motion to approve the following occupy right-of-way permit:

K & K Myers – repair a water line between the NW ¼, Section 35-6-2 and the NE ¼, Section 34-6-2, Chelsea 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 right-of-way.

Upon roll call, the vote was as follows:

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

Nays: None

The Vice Chairman declared the motion carried.

## **PUBLIC HEARING FOR CLOSING ROAD W**

Highway Superintendent, Pat Halbur presented the traffic study on Road W between Road 6 and Road 7 (between Sections 24 and 25) as requested by the Board. The study showed that there is more traffic than just the adjoining landowners and would like to hear public input on the possibility of closing the road.

After discussion, Mueller moved and Galusha seconded the motion to set the public hearing for the possibility of closing Road W between Road 6 and Road 7 for 9:45 a.m. on August 27, 2013. Upon roll call, the vote was as follows:

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

Nays: None

The Vice Chairman declared the motion carried.

## **ADULT DRUG COURT**

Cristy Rivers, Drug Court Coordinator presented the annual report and budget request of \$2,496.00 for fiscal year 2013/2014 to the Board.

## **DELINQUENT & UNSOLD TAXES**

Barbara Trapp, County Treasurer presented to the Board a listing of delinquent and unsold parcels.

At the request of the County Treasurer, Mueller moved and Yates seconded the introduction of the following resolution:

## **RESOLUTION 2013 - 23**



# Fillmore County Board Minutes



July 23, 2013

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

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

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

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

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

Upon roll call, the vote was as follows:

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

Nays: None

The Vice Chairman declared the resolution adopted.

## FISH & WILDLIFE DISBURSEMENT

County Treasurer, Barb Trapp informed the Board that the Fish & Wildlife disbursement for 2013 would be \$12,040.00 and requested the Board to determine how the funds should be divided.

After discussion, Capek moved and Neiman seconded the motion that 40% go to Roads, 10% to schools, and 50% to Townships that have a property owned by Fish & Wildlife to assist with lost taxes in that district and that this break down remain in effect until changed by the Board. Upon roll call, the vote was as follows:

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

Nays: None

The Vice Chairman declared the motion carried.

## AGING PARTNERS & SENIOR SERVICES

June Pedersen and Denise Boyd with Aging Partners presented their annual report and budget request of \$15,124.00 for fiscal year 2013/2014.

Brenda Motis, Senior Services Director presented an annual report of the local Senior Center activities, and office responsibilities. Rhonda Stokebrand, Linda Carroll, and Dennis Kimbrough were also present for this discussion.

## FILLMORE COUNTY DEVELOPMENT CORPORATION

Karla Jacobsen, President; Patt Lentfer, Director; and Ann Jansky, member of the Fillmore County Development Corporation (FCDC) presented an overview of their activities, projects, and budget request of \$40,000.00 for fiscal year 2013/2014.

## CLAIMS



# Fillmore County Board Minutes

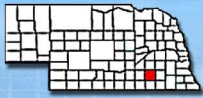


July 23, 2013

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	3,354.42
Aramark Uniform Services, Inc.	Ser	983.95
Blue Cross Blue Shield of Nebraska	Insur	51,502.32
Blue Valley Community Action Partnership	Budget request	4,081.00
Brooke Brown Creations	Misc	18.00
Business Telecommunications Systems	Ser	135.00
Marilyn Christianity	Ret	25.00
CornerStop	Fuel	720.04
Dell Marketing, LP	Equip	1,616.43
Diode Technologies	Sup	74.85
Eakes Office Plus	Sup, Equip	1,917.22
Merlin Ehmen	Ret	22.00
Larry Eichelberger	Sup	17.46
Erdkamp Motors	Rep	346.88
Farmer & Son Funeral Homes, Inc.	Ser	1,575.00
Fillmore County Hospital	Ser	440.00
First Concord Group, Inc.	Insur	2,827.34
Geneva Broadband	Uti	127.96
Geneva Home Center	Sup	283.19
Geneva State Bank	SS	3,599.89
Geneva Super Foods	Sup	521.74
Geneva Tire Pros	Equip, Rep	880.04
Norma Gregory	Ret	25.00
Hall County Clerk of the District Court	Sup	11.25
Hilty's	Sup	3.99
Hometown Leasing	Ser	362.95
JEO Consulting Group, Inc.	Ser	2,521.25
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Uti	2,764.51
Madison National Life	Insur	8.01
MailFinance	Ser	215.03
Ann H. McDonald	Ret	18.00
MIPS, Inc.	Ser	327.05
Rich Mueller / Thomas Biegert	Rent	700.00
NE Safety & Fire Equipment, Inc.	Rep	107.00
Nebraska Association of County Officials	Dues	1,608.79
Nebraska Public Power District	Uti	4,185.74
NIRMA	Insur	60,472.00
Radiology Associates, PC	Ser	114.00
Region V Services	Budget request	2,621.00
O'Keefe Elevator Company, Inc.	Rep	881.11
Secretary of State	Sup	10.00
Service Master Clean of York	Ser	456.00
State of Nebraska AS Central Services	Ser	61.25
State of Nebraska AS Central Finance	Ser	448.00
State of Nebraska Crime Commission	Sup	15.00
State of Nebraska Health & Human Service	June patient care	180.00
Todd's Stump Removal	Ser	250.00
United States Treasury/Internal Revenue	Insur	55.00
Verizon Wireless	Uti	966.77
Weaver Pharmacy	Sup	56.24
York Sprinkler Systems	Rep, Equip	496.97
Windstream	Uti	249.49



# Fillmore County Board Minutes



July 23, 2013

Payroll	Salaries	50,297.80
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## **ROAD/BRIDGE FUND:**

All Roads Barricade, Inc.	Sup	135.38
Ameritas Life Insurance Corp.	Ret	1,632.90
Rex Bahe	Ret	25.00
Beatrice Concrete Co., Inc.	Gravel	31,594.70
Blue Cross Blue Shield of Nebraska	Insur	28,612.40
CornerStop	Fuel	2,616.52
Dorchester Farmers Coop	Fuel	3,693.70
Fehlhafer's Inc.	Parts	40.00
Geneva Broadband, LLC	Uti	39.99
Geneva Home Center	Sup	139.21
Geneva State Bank	SS	1,885.37
Geneva Tire Pros	Rep, Equip	315.72
Grafton Mini Mart	Fuel	91.00
Grafton Oil, Inc.	Fuel	1,433.36
Lichti Oil	Fuel	1,897.69
Nebr Iowa Industrial Fasteners Corp	Sup	187.07
Nebraska Public Power District	Uti	389.76
NIRMA	Insur	66,787.00
NMC Exchange, LLC	Rep	1,015.00
Donna Saltzman	Ser	90.00
Speece Lewis Engineers	Ser	11,395.15
US Bank CPS	Post	11.44
Verizon Wireless	Uti	88.23
Village of Exeter	Uti	17.50
Village of Fairmont	Uti	18.26
Payroll	Salaries	25,144.91

## **ECONOMIC DEVELOPMENT – TOURISM:**

Milligan Community Club/Rooster Run	Ads	100.00
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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:**

Geneva Home Center	Equip, Sup	18,591.93
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## **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	206.18
Windstream	Uti	1,035.78

## **CLAIMS APPROVED**

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

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

The Vice Chairman declared the motion carried.





# Fillmore County Board Minutes



July 23, 2013

## **LIBERTY TOWNSHIP BOND**

Capek moved and Yates seconded the motion to approve the bond for Galen Kuska, Liberty Township Treasurer beginning April 2, 2013 and ending April 3, 2016. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Neiman, and Noel

Nays: None

The Vice Chairman declared the motion carried.

## **HOSPITAL BOARD MEMBERS**

After discussion, Galusha moved and Capek seconded the motion to appoint Deb Hoarty and Lucille Capek to a six year term beginning July 1, 2012 and ending June 30, 2018. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Neiman, Noel, and Galusha

Nays: None

The Vice Chairman declared the motion carried.

## **BAILIFF BUDGET REQUEST**

District Judge, Vicky Johnson submitted a budget request for the bailiff for fiscal year 2013/2014 of \$7,550.20, further discussion will take place later this summer.

## **APPOINT BUDGET MAKING AUTHORITY**

After discussion, Yates moved and Capek seconded the motion to appoint Count Clerk, Amy Nelson to the budget making authority for the County for fiscal year 2013/2014. Upon roll call, the vote was as follows:

Ayes: Yates, Neiman, Noel, Galusha, and Capek

Nays: None

The Vice Chairman declared the motion carried.

## **ADJOURN**

As there was no other business to come before the Board, Yates moved and Capek seconded the motion to adjourn until 9:10 a.m., August 13, 2013. Upon roll call, the vote was as follows:

Ayes: Neiman, Noel, Galusha, Capek, and Yates

Nays: None

The Vice Chairman declared the motion carried.

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Attest

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Chairman



# Fillmore County Board Minutes



August 13, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:12 a.m., August 13, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Yates, Galusha, Mueller, Neiman, 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 12:19 p.m.

## MINUTES APPROVED

Chairman of the Board, Cerny declared the minutes of the July 23, 2013 Board meeting approved as presented.

## FEE REPORTS

Mueller moved and Capek seconded the motion to approve the fee reports for the month of July:

**County Clerk \$5,546.08** (State \$1,729.05 & County \$3,817.03)

**Clerk of the District Court \$255.93**

**County Sheriff \$4,852.65**

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## 911 RECORDER

Sheriff, Bill Burgess and Emergency Manager, Donna Mainwaring informed the Board that we have completed the lease on the current 911 analog recorder. They presented two different lease quotes from Carmichael Business Systems for a NICE digital recorder for \$559.00 a month and a Red Box digital recorder for \$568.00 a month. Quotes are figured on a three (3) year lease with all software and maintenance included for those three years. After discussion, Bill, Donna, and Amy will research each recorder and determine which one will fit all of our needs.

## VERIZON AGREEMENT CHANGES

Emergency Manager, Donna Mainwaring informed the Board that Verizon Wireless (Alltel Communications of Nebraska, LLC) made a few changes to the "Second Amendment to Tower Attachment Communications Site Lease Agreement" and the "Memorandum of Tower Attachment Communications Site Lease Agreement" and requested new agreements signed.

After discussion, Yates moved and Neiman seconded the motion to approve the changes as presented. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## GENEVA REPEATER LETTER

Donna Mainwaring, Emergency Manager presented a letter regarding the current 911 tower stipulating that the tower has not been listed on the historical register or the Tribal Historic Preservation. The letter also states that the Federal Communications Commission is not pending an environmental review or any complaints regarding the tower.



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After discussion, Noel moved and Yates seconded the motion to approve and sign the letter for the old tower. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **AGREEMENT WITH KNOCHE**

County Assessor, Lynn Mussman; Deputy County Attorney Howard Ach, and Jerry Knoche were present to discuss an agreement with Jerry Knoche becoming a part-time employee with the County. After discussion, Board would like have a written agreement presented for action at a future meeting.

## **EQUIPMENT MAINTENANCE PROGRAMS**

Jared Meyer, Product Support and Adam Greenquist, Heavy Equipment Salesmen with NMC, Inc. presented their Customer Service Maintenance Agreement programs to the Board. There are three different levels of programs (basic, standard, and premium) each offering different services. After discussion, the Board requested that the Highway Superintendent review and determine what equipment would be put on the program and bring back to the next Board meeting.

## **DRIVEWAY PERMITS**

Neiman moved and Yates seconded the motion to approve the following driveway permits:

Tom Weber – install a 40 ft. driveway on the east side of the SE ¼, Section 14-8-1, Exeter Township;

Kyle Kimbrough – widen an existing driveway to 40 ft. on the east side of the NE ¼, Section 26-6-3, Stanton Township

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **OTHER ROAD DISCUSSION**

Pat Halbur, Highway Superintendent received a quote from Northern Materials for crushing the approximately 2500 tons of concrete that is at the dirt pit. After discussion, the Board agreed to crush the concrete at \$7.50 a ton and then use it for county roads. Pat also informed the Board that the culverts on Road 5 between Sections 26 & 27, Bryant Township have washed out and need to be replaced or discuss closing the road. After discussion, the Board requested the Highway Superintendent to request Speece Lewis to determine the size of culverts and proceed with fixing the culverts.

## **DUCK'S UNLIMITED**

Tim Horst, Conservation Specialist with Ducks Unlimited informed the Board that they acquired five (5) to seven (7) acres in the NW ¼ of Section 3, Fairmont Township and would like a letter of support allowing this property to participate in the "tax revenue neutral" endowment.

After discussion, Mueller moved and Yates seconded the motion to write a letter of support for the "County Line Waterfowl Production Area Roundabout" project to participate in the tax revenue neutral endowment with the Nebraska Environmental Trust Foundation. Upon roll call, the vote was as follows:

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

Nays: None



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The Chairman declared the motion carried.

## BETTY ADDITION

Zoning Administrator, Heather Miller presented the plat for Betty Addition located in the NW ¼, Section 32, Hamilton Township.

Noel moved and Capek seconded the motion to approve the Betty Addition located in the NW ¼, Section 32, T5N, R3W of the 6<sup>th</sup> P.M., Fillmore County, Nebraska, described as follows: commencing at the NW corner of said NW ¼; thence S01°21'49"E (assumed bearing) on the west line of said NW ¼, 370.00 feet to the point of beginning; thence N88°38'11"E, 317.00 feet; thence S05°11'00"E, 104.00 feet; thence S01°19'00"E, 76.00 feet; thence S10°06'59"E, 38.65 feet; thence S20°26'00"E, 163.00 feet; thence S00°15'00"E, 103.00 feet; thence S88°38'11"W, 381.00 feet to the west line of said NW ¼; thence N01°21'49"W on said west line, 475.00 feet to the point of beginning. Containing 3.78 acres more or less.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## FILLMORE COUNTY EAST BUILDING

Heather Miller presented several different sign options for the Fillmore County East building. After discussion, the Board authorized her to order the sign on the front of the building for approximately \$300.00 and a vertical sign showing all offices within the building for approximately \$400.00. Heather also received a quote for a sign that will be located near the street of \$5,375.00 but the Board requested that she get another quote on this sign.

## LAND IN GRAFTON

Brooke Brown requested to purchase the W ½ of Lot 22, Tatro's 2<sup>nd</sup> Addition in Grafton from the County as she purchased the building on this property to be moved. After discussion, the Board will make a decision at a later date.

## SOUTHEAST NEBRASKA ADULT DRUG COURT

Mueller moved and Capek seconded the motion to approve the Interlocal Agreement with Gage, Jefferson, and Saline County for adult drug court beginning July 1, 2013 and ending June 30, 2014. Upon roll call, the vote was as follows:

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

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	3,266.33
Ace Agricultural Supply	Sup	26.00
AmSan	Sup	361.26
Jon Anderson	Post	16.12
Aramark Uniform Services, Inc.	Ser	608.25
Axis Capital, Inc.	Ser	249.00



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Black Hills Energy	Uti	123.22
Brown Brooke Creations	Sup	21.60
William L. Burgess	Meals	29.40
Capital Business Systems, Inc.	Ser	201.35
CDW Government	Equip	4,600.00
Century Lumber Center	Sup	39.49
City of Geneva	Uti	1,075.20
Clay County Sheriff's Dept.	Ser	70.71
Constellation Energy	Uti	2.52
CornerStop	Fuel	521.03
Dell Marketing, LP	Equip	3,484.59
Eakes Office Plus	Sup	1,607.29
Earls Window Service	Ser	6.00
Erdkamp Motors	Ser	50.50
Exeter Care Center	HDM's	325.50
Exeter Senior Center	USDA	34.77
Fairmont Aging Services	USDA	119.70
Fillmore County Clerk of District Court	Fees	107.00
Fillmore County Hospital	Ser	175.00
Fillmore County Treasurer	Transfer	200,000.00
First Concord Benefits Group, LLC	Insur	808.61
Geneva Home Center	Sup	52.24
Geneva Senior Center	Rent, HDM's, USDA	641.78
Geneva State Bank	SS	7,141.26
Geneva Super Foods	Sup	884.58
Geneva Tire Pros	Rep, Main, Tires	1,600.99
Hilty's	Sup	78.51
Hometown Leasing	Ser	907.95
Steve Julich	Post	8.06
Kerry's Auto Repair & Service	Rep	155.95
Knoche Appraisal & Consulting	Ser, Mile	1,522.68
Kopchos Sanitation, Inc.	Ser	135.50
Stephen J. Kraviec	Ser, Post	1,699.04
Lancaster County Sheriff's Office	Ser	19.80
Lexington Grand Generation Center	Wksh	120.00
Lichti Oil	Fuel	922.81
Madison National Life Insurance Co.	Insur	365.22
Stacey McLaughlin	Mile	29.38
Microfilm Imaging Systems, Inc.	Ser	75.00
MIPS, Inc.	Ser	3,484.01
Brenda Motis	Mile	44.75
Murphy Plumbing & Heating, Inc.	Rep	92.00
Nebraska Dept. of Revenue	Wksh	490.00
Nebraska Public Power District	Uti	233.38
The Nebraska Signal	Pro, Ads	1,711.08
Nick's Farm Store Co.	Sup	10.14
Noel Lawn Care	Ser	262.50
Norrie Construction	Rep	235.73
Dawn Opfer	Sup	149.71
Postmaster	Post, Rent	252.00
R & R Services	Ser	280.00
Region V Systems	Budget request	10,481.00
Retirement Plans Div. of Ameritas	Ret	6,737.62
Saline County Sheriff	Ser	21.00
Secretary of State/Notary Division	Sup	30.00
Seward County Court	Sup	2.25
Shell Fleet Plus	Fuel	2,437.21
Skalka & Baack Law Firm	Ser	588.54
State of Nebraska AS Central Finance	Ser	488.00





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State of Nebraska AS Central Services	Ser	61.25
Sullivan Shoemaker PC, LLO	Ser	2,755.00
Superior Outdoor Power Center	Rep	46.90
Total Funds by Hasler	Post	700.00
UNL Extension in Sioux County	Wksh	70.00
UN-L IS-Telecommunications	Uti	15.44
US Bank, CPS	Lodging, Fuel, Sup, Post	1,575.06
Carroll L. Verhage	Ser	65.00
Daniel L. Werner, PC, LLO	Ser	1,051.75
Windstream	Uti	1,409.50
York Jewelry	Ser	5.00
Payroll	Salaries	99,486.98

## **ROAD/BRIDGE FUND:**

Action Auto Supply	Parts, Sup	293.71
Auto Value Parts Stores	Parts, Sup	232.06
Beatrice Concrete Co., Inc.	Gravel	48,233.90
Black Hills Energy	Uti	68.53
Casey's General Stores	Fuel	2,194.71
Century Lumber Center	Sup	196.65
City of Geneva	Uti	66.60
Dorchester Farmers Coop	Fuel	4,129.35
Geneva Implement Co., Inc.	Parts	11.25
Geneva Super Foods	Sup	6.25
Geneva State Bank	SS	3,722.26
Geneva Tire Pros	Rep, Tires	950.15
Hastings Tribune	Ads	407.10
John Deere Financial	Parts, Rep	1,249.94
Kaiser Auto Supply, LLC	Parts, Sup, Rep	520.84
Kopchos Sanitation, Inc.	Ser	45.00
Lichti Oil	Parts, Sup, Fuel	4,932.05
Madison National Life Insurance Co.	Insur	161.04
Medical Enterprises, Inc.	Ser	98.00
Midwest Unlimited	Sup	273.46
Mike's Radiator & Tire	Rep	20.00
MIPS, Inc.	Ser	122.20
The Nebraska Signal	Ads	146.71
Nichols Construction	Gravel	123,415.43
Nick's Farm Store Co.	Rep, Equip	1,321.73
Office Depot Credit Plan	Sup	121.20
Overhead Door Co. of Hastings	Rep	176.75
Perennial Public Power District	Uti	124.04
Platte Valley Communications, Inc.	Rep	48.25
Power Plan	Parts, Rep	794.44
R & R Services	Ser	437.50
Retirement Plans Div. of Ameritas	Ret	3,234.70
Southeast District County Officials Assoc.	Wksh	25.00
Shell Fleet Plus	Fuel	250.08
Speece Lewis Engineers	Ser	5,368.95
Titan Access Account	Parts	50.62
US Bank, CPS	Post, Fuel	362.14
Village of Exeter	Uti	17.50
Village of Grafton	Uti	26.19
Payroll	Salaries	49,655.91

## **ECONOMIC DEVELOPMENT – TOURISM:**

Milligan Community Club – Q125	Ads	300.00
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## **SHERIFF – SPECIAL LAW ENFORCEMENT FUND:**



# Fillmore County Board Minutes



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Geneva State Bank	SS	245.95
Retirement Plans Div. of Ameritas	Ret	249.17
Payroll	Salaries	3,215.00

## **INHERITANCE TAX FUND:**

Jeff Ross dba Innovative Contracting	Rep	2,092.04
Kevin L. Svec	Refund	1,313.33
Kyle A. Svec	Refund	1,313.33

## **911 WIRELESS FUND:**

Metro Leasing Company	Equip	1.00
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## **HOSPITAL OPERATING FUND:**

Fillmore County Hospital	July taxes	1,067.25
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## **E911 COMMUNICATIONS FUND:**

Windstream	Uti	1,058.68
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## **CLAIMS APPROVED**

Yates moved and Neiman seconded the motion to approve the claims as presented with the exception of Region V Systems as the 2013/2014 budget is not approved. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## **EXECUTIVE SESSION**

Noel 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: Mueller, Galusha, Capek, Yates, Neiman, Noel, and Cerny  
Nays: None

The Chairman declared the motion carried and requested that the County Clerk remain. Executive session began at 11:39 a.m.

## **RETURN TO REGULAR SESSION**

Capek moved and Mueller seconded the motion to return to open session at 11:50 a.m. Upon roll call, the vote was as follows:

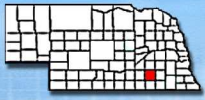
Ayes: Galusha, Capek, Yates, Neiman, Noel, Cerny, and Mueller  
Nays: None

The Chairman declared the motion carried.

## **ADJOURN**

As there was no other business to come before the Board, Yates moved and Capek seconded the motion to adjourn until 9:10 a.m., August 27, 2013. Upon roll call, the vote was as follows:

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



# Fillmore County Board Minutes



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The Chairman declared the motion carried.

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Attest

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Chairman



# Fillmore County Board Minutes



August 27, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:18 a.m., August 27, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Yates, Galusha, Mueller, Neiman, and Noel. Galusha was absent at 3:10 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 3:24 p.m.

## **MINUTES APPROVED**

Chairman of the Board, Cerny declared the minutes of the August 13, 2013 Board meetings were approved as presented.

## **BUDGET REQUEST & UPDATE FROM HOSPITAL**

Paul Utemark, CEO of Fillmore County Hospital presented the 2013/2014 fiscal year budget and gave a brief overview of the past and future programs and events.

## **SAFETY COMMITTEE**

Custodian, Richard Ellison informed the Board that it was discussed at the August safety committee meeting that yellow caution lines needed to be painted on the east, west, and north steps into the Courthouse. After discussion, the Board agreed that they would either paint or put on some tape with the same effect. Also discussed was putting a privacy fence around the fenced in area on the south side of Courthouse, but at this time don't see that it is necessary.

## **TURKEY CREEK BRIDGE DISCUSSION**

Jerry Grooms, Project Manager with Nebraska Department of Roads (NDOR), Tim McIlravy, CT II with NDOR, and City Administrator Kyle Svec were present for discussion regarding the delays in completing the bridge located north of Geneva on old Highway 81. Jerry Grooms informed the Board that due to errors in the drawings that the bridge was built higher than the current roadway and explained how they were going to fix the error.

## **PUBLIC HEARING REGARDING CLOSING ROAD W**

Opened public hearing at 10:15 regarding closing Road W, between Section 24 and 25, Bryant Township. Darreld Saltzman and Eugene Ulmer gave testimony regarding the closure of the road. A petition signed by fifteen (15) county residents opposing the closure of Road W was presented to the Highway Superintendent.

## **DRIVEWAY PERMITS**

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

Patrick Rasmussen – replace an existing driveway on the east side of the SE ¼, Section 9-8-4, Grafton Township;  
Russel Nun – extend an existing driveway on the west side of the SW ¼, Section 29-6-1, Glengary Township;  
Christopher & Kelly Nun – extend an existing driveway to 40 ft. on the east side of the SW ¼, Section 4-6-2, Chelsea Township

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **CLOSE PUBLIC HEARING**



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As there were no other comments regarding the public hearing, Yates moved and Mueller seconded the motion to close the public hearing regarding closing Road W between Section 24 and 25, Bryant Township at 10:32 a.m. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **ROAD W DISCUSSION**

Mueller moved and Galusha seconded the motion to deny closing Road W, between Section 24 and 25, Bryant Township. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **AMEND ONE AND SIX YEAR PLAN**

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

### **RESOLUTION 2013 – 28**

**ACCEPTING THE REVISION TO 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:

1. The program for distribution of the Highway Allocation Funds provide additional funds to counties for road related maintenance and construction.
2. The County of Fillmore, Nebraska does hereby adopt the revision to the 2013-2014 One (1) and Six (6) Year Program as proposed by the Fillmore county Highway Superintendent, with the following changes: add Road J between Road 12 and Highway 81 (Section 13 & 24 – T7N – R3W, Geneva Township) to the one and six year program for grading the full mile. See Form 10-C30(394)

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the resolution adopted.

## **HOPE CRISIS CENTER**

Krista with Hope Crisis Center requested permission to place silhouette cutouts in the Courthouse lawn the last week of October for Domestic Violence Awareness month. After discussion, the Board will allow Hope Crisis Center to put the silhouettes in the Courthouse lawn October 28<sup>th</sup> to November 1<sup>st</sup>.

## **911 COMMUNICATIONS TOWER**

Donna Mainwaring, Emergency Manager informed the Board that Nebraska Emergency Management Agency (NEMA) would like permission to remove the Paraclete system from the 911 tower as Fillmore County is not using it and would assist in installing a camera on the tower.





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After discussion, Yates moved and Capek seconded the motion to allow NEMA to remove the Paraclete system from the 911 tower and to assist in installing a camera on the tower. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **NEBRASKA AFFORDABLE HOUSING PROGRAM**

Jen Olds, Development Specialist with Southeast Nebraska Development District (SEND) informed the Board that Fillmore County was awarded \$229,120.00 of trust funds to be used for down payment assistance with rehabilitation of eight (8) qualified homeowners earning at or below 100% of the area median income. SEND will be assisting Fillmore County and Fillmore County Development Corp. in administering these funds.

After discussion, Yates moved and Neiman seconded the motion to approve the Administration Contract with SEND to administrate the Nebraska Affordable Housing program grant. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **APPROVE REVISED 2013 HOMEOWNERSHIP OPPORTUNITY PROGRAM GUIDELINES**

Jen Olds informed the Board that the language in Section 4.1 Program Income Reuse Plan had been revised and that the Board would need to approve those changes.

After discussion, Neiman moved and Mueller seconded the motion to adopt the revised 2013 Homeownership Opportunity Program (HOP) guidelines as presented. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **LEAFY SPURGE**

Noxious Weed Superintendent, Todd Boller informed the Board that he needs to purchase approximately \$1,200.00 of chemicals to treat the leafy spurge within the County.

## **INVENTORIES**

After discussion, Mueller moved and Noel seconded to approve all the 2012/2013 County office inventories as presented by the office holder. Upon roll call, the vote was as follows:

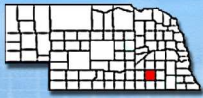
Ayes: Capek, Yates, Neiman, Noel, Cerny, Mueller, and Galusha

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.



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## GENERAL FUND:

Amsan	Sup	685.32
Aramark Uniform Services	Ser	2,476.41
Bear Graphics, Inc.	Sup	423.10
Bi-Versal Pest Control	Ser	150.00
Black Hills Energy	Uti	84.63
Blue Cross Blue Shield of Nebraska	Insur	24,320.54
Bottorf & Maser, Attorney at Law	Ser, Mile	384.00
Chaney Chemical, Inc.	Sup	484.50
Marilyn Christiancy	Ret	25.00
Cuming County Sheriff	Ser	19.00
Earls Window Service	Ser	6.00
Merlin Ehmen	Ret	22.00
First Concord Benefits Group, LLC	Insur, Ser	1,934.90
Geneva Broadband, LLC	Uti	87.97
Geneva Home Center	Sup	259.17
Geneva State Bank	SS	3,622.09
Norma Gregory	Ret	25.00
Hilty's	Sup	26.63
JEO Consulting Group, Inc.	Ser	497.50
Jim's Repair	Rep, Main	415.16
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Uti, Sup, Wksh	3,400.63
Madison National Life Insurance Co.	Insur	8.01
MailFinance	Ser	215.03
Donna Mainwaring	Sup	66.02
Marshal & Swift/Boeckh, LLC	Ser	284.95
Ann H. McDonald	Ret	18.00
Mid-American Research Chemical	Sup	534.79
Rich Mueller / Thomas Biegert	Rent	700.00
Nebraska Public Power District	Uti	4,105.67
The Nebraska Signal	Sup	30.50
Northpointe Insurance	Sup	40.00
Region V Systems	EPC	1,331.00
Retirement Plan Division of Ameritas	Ret	3,448.14
Seward County Bridges End of Life Coalition	Wksh	30.00
Skalka & Baack Law Firm	Ser	285.00
Southeast District County Officials Assoc.	Wksh	175.00
State of Nebraska Health & Human Service	July Patient Care	186.00
State of Nebraska Public Health Env. Lab.	Ser	420.00
Sullivan Shoemaker, P.C., LLO	Ser	1,150.50
US Bank, CPS	Sup, Post, Equip	1,583.68
Brandy VanDeWalle	Uti, Mile	95.20
Verizon Wireless	Uti	570.13
Daniel L. Werner, P.C., LLO	Ser, Mile	761.10
Windstream	Uti	914.78
Payroll	Salaries	50,246.77

## ROAD/BRIDGE FUND:

Rex Bahe	Ret	25.00
Beatrice Concrete Co., Inc.	Gravel	11,110.83
Blue Cross Blue Shield of Nebraska	Insur	12,875.58
Dell Marketing, LP	Equip	258.39
Dorchester Farmers Coop	Fuel	5,757.47
Erdkamp-Ekeler Construction, LLC	Culvert repair	10,270.00
Filter Care of Nebraska	Parts	31.65
Geneva Broadband, LLC	Uti	39.99
Geneva Home Center	Parts, Sup	66.13
Geneva State Bank	SS	1,797.41
Geneva Welding & Supply, Inc.	Sup	452.74



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Grafton Oil, Inc.	Fuel, Sup	6,207.90
Jill's Sweet Shop	Misc	24.00
John Deere Financial	Parts	117.90
Lichti Oil	Fuel	17,300.24
Nebraska Public Power District	Uti	419.38
NMC Exchange, LLC	Parts, Rep, Main	14,842.96
Overland	Gravel	2,406.26
Patchmaster Central	Ser, Main	1,608.00
Perennial Public Power District	Uti	74.28
Retirement Plans Division of Ameritas	Ret	1,608.52
Speece Lewis Engineers	Ser	8,203.93
US Bank CPS	Post, Sup	20.41
Verizon Wireless	Ser	88.34
Village of Fairmont	Uti	38.26
Payroll	Salaries	23,991.87

## **SHERIFF – SPECIAL LAW ENFORCEMENT FUND:**

Geneva State Bank	SS	133.57
Retirement Plans Division of Ameritas	Ret	135.31
Payroll	Salaries	1,745.95

## **INHERITANCE TAX FUND:**

Geneva Home Center	Sup	1,194.37
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## **E911 COMMUNICATIONS FUND:**

Geneva Broadband, LLC	Uti	63.98
Nebraska Public Power District	Uti	263.60
Police Legal Sciences, Inc.	Ser	480.00
Windstream	Uti	1,058.68

## **CLAIMS APPROVED**

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

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

The Chairman declared the motion carried.

## **CHILD ADVOCACY CENTER**

Child Advocacy Center submitted a budget request of \$2,000.00 to have a satellite office in York as 44% of the children using the center come from Polk, York, Thayer and Fillmore County.

## **MILLIGAN RURAL FIRE DISTRICT**

Capek moved and Yates seconded the motion to approve the bond for Gerald Slezak as Secretary/Treasurer of Milligan Rural Fire District. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## **NIRMA BOARD NOMINATION**

Larry Cerny asked the Board if they would nominate him to the NIRMA Board of Directors which he has served on since 2004.



# Fillmore County Board Minutes



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Galusha moved and Mueller seconded the motion to nominate Larry Cerny to the NIRMA Board of Directors and to send a letter to NIRMA. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## EXECUTIVE SESSION

Capek 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: Cerny, Mueller, Galusha, Capek, Yates, Neiman, and Noel  
Nays: None

The Chairman declared the motion carried and requested that the Emergency Manager and the County Clerk remain. Executive session began at 2:31 p.m.

## RETURN TO REGULAR SESSION

Mueller moved and Noel seconded the motion to return to open session at 2:53 p.m. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Neiman, Noel, Cerny  
Nays: None

The Chairman declared the motion carried.

## EMERGENCY MANAGER

Yates moved and Mueller seconded the motion to accept the resignation of Donna Mainwaring, Emergency Manager effective September 13, 2013. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## ADJOURN

As there was no other business to come before the Board, Noel moved and Neiman seconded the motion to adjourn until 9:20 a.m., September 10, 2013. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Neiman, Noel, Cerny, and Mueller  
Nays: None

The Chairman declared the motion carried.

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Attest

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Chairman



# Fillmore County Board Minutes



September 10, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:23 a.m., September 10, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Yates, Galusha, Mueller, Neiman, 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 11:42 a.m.

## MINUTES APPROVED

Chairman of the Board, Cerny declared the minutes of the August 29, 2013 Board meetings were approved as presented.

## FEE REPORTS

Noel moved and Capek seconded the motion to approve the August 2013 fee reports:

**County Clerk \$5,144.37** (State \$1,419.29 & County \$3,725.08)  
**Clerk of the District Court \$660.53**

Upon roll call, the vote was as follows:

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

Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Neiman, 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 9:29 a.m.

## RETURN TO REGULAR SESSION

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

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

The Chairman declared the motion carried.

## DRIVEWAY PERMIT

Yates moved and Neiman seconded the motion to approve the following driveway permit:

Kent Theobald – install a new 40 ft. driveway on the east side of the NE ¼, Section 11-6-3, Stanton Township.





# Fillmore County Board Minutes



September 10, 2013

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **TEMPORARY EASEMENT FOR HIGHWAY 41**

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

### **RESOLUTION 2013 – 30**

**BE IT RESOLVED**, that Larry L. Cerny of the Fillmore County Board of Supervisors is hereby authorized and directed for, and on behalf of the Board of Supervisors, to execute all necessary documents to convey title to corporate property for highway purposes to the State of Nebraska, Department of Roads.

I further certify that the Board of Supervisors of Fillmore County has, and at the time of the adoption of said resolution, had full power and lawful authority to adopt the foregoing resolution and to confer the powers therein granted to the persons named who have full power and authority to exercise the same.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the resolution adopted.

## **FRANKLIN TOWNSHIP INTERLOCAL AGREEMENT**

After discussion, Capek moved and Yates seconded the motion to approve the interlocal agreement with Franklin Township for road maintenance beginning September 10, 2013 and ending June 30, 2014. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **BRIAN MUSSMAN CONTRACT**

After discussion, Capek moved and Yates seconded the motion to approve the road maintenance contract with Brian Mussman for Franklin Township beginning August 30, 2013 and ending June 30, 2014. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Neiman, Noel

Nays: None

The Chairman declared the motion carried.

## **OTHER ROAD DISCUSSION**

Mueller asked the Board if they would be interested in finding out what the cost would be to pave three different areas in Fillmore County and putting to a vote of the people. After discussion, the Board will find out what the cost would be and the amount of bonds that would be needed to complete the project. More discussion will be held at a future Board meeting.

## **NOXIOUS WEED LIST**



# Fillmore County Board Minutes



September 10, 2013

After discussion, Capek moved and Mueller seconded the motion to remove Tall and Flodman thistle from the Fillmore County Noxious Weed list. Upon roll call, the vote was as follows:

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

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, Wksh, Post, Uti	3,623.60
Action Auto Supply	Sup	9.35
Jon Anderson	Post	8.06
Antelope County Court	Sup, Post	4.77
Black Hills Energy	Uti	18.61
Bottorf & Maser, Atty.	Ser, Mile	515.25
Daryl L. Callenius	Meals	6.09
Capital Business Systems, Inc.	Ser	131.85
Century Lumber Center	Sup	13.99
City of Geneva	Uti	565.90
Corner Stop	Fuel	807.43
Dell Marketing, LP	Sup	150.98
Dell Business Credit Payment Processing	Sup	279.96
Diode Technologies	Equip	3,011.60
Eakes Office Plus	Sup, Ser	1,856.15
Erdkamp Motors	Rep	50.00
Fillmore County Clerk of the District Court	Fees	32.00
Fillmore County Hospital	Ser	35.00
Fillmore County Treasurer	Transfer	200,000.00
First Concord Group, Inc.	Ser	275.00
Geneva Broadband	Uti	39.99
Geneva Home Center	Sup	28.58
Geneva Senior Center	Rent	35.00
Geneva State Bank	Ser, SS	3,683.22
Geneva Tire Pros	Rep, Tires	405.78
Halbur Electric, LLC	Rep	99.24
Hilty's of Geneva	Sup	3.89
Holiday Inn	Lodging	311.80
Hometown Leasing	Ser	907.25
Steve Julich	Rep	7.00
Knoche Appraisal & Consulting, LLC	Ser	601.84
Kopchos Sanitation, Inc.	Uti	135.50
Stephen J. Kraviec	Ser, Post	1,679.84
Madison National Life Insurance Co.	Insur	177.86
McBattas Packaging & Printing	Sup	329.27
Heather Miller	Misc	24.08
MIPS, Inc.	Ser, Rep	3,110.95
Brenda Motis	Mile	124.76
The Nebraska Signal	Pro, Ads	1,238.92
O'Keefe Elevator Company, Inc.	Main	237.45
Platte Valley Communications of Hastings	Rep	1,375.45
Postmaster	Post	120.00



# Fillmore County Board Minutes



September 10, 2013

Public Health Solutions	SKIP Flu	1,000.00
R & R Services	Ser	280.00
Retirement Plans Division of Ameritas	Ret	3,393.92
Robinson Textiles	Sup	178.23
Carmen Schwab	Wksh	118.00
Shell Fleet Plus	Fuel	2,382.96
State of Nebraska AS Central Finance	Ser	448.00
State of Nebraska Health & Human Service	August Patient Care	186.00
Total Funds by Hasler	Post	700.00
UN-L IS-Telecommunications	Uti	9.07
US Bank CPS	Post, Sup	130.70
Weaver Pharmacy	Sup	18.81
Windstream	Uti	451.11
Payroll	Salaries	49,295.04

## **ROAD/BRIDGE FUND:**

Action Auto Supply	Parts, Sup	80.11
Auto Value Parts Stores	Parts, Sup, Main	75.66
Beatrice Concrete Co., Inc.	Gravel	9,584.96
Black Hills Energy	Uti	69.46
Century Lumber Center	Parts, Sup, Misc	94.90
City of Geneva	Uti	66.60
Dorchester Farmers Coop	Fuel	3,944.00
Filter Care of Nebraska	Parts	56.10
Geneva Engineering, Inc.	Projects	92,712.78
Geneva State Bank	SS	1,797.83
Geneva Tire Pros	Rep, Tires	871.95
Grafton Oil, Inc.	Main	1,149.50
Kaiser Auto Supply, LLC	Parts, Sup, Main	409.40
Kerry's Auto Repair & Service	Rep	217.56
Kopchos Sanitation, Inc.	Uti	45.00
Lichti Oil	Fuel	1,914.86
Madison National Life Insurance Co.	Insur	85.27
Midwest Service & Sales	Parts	900.00
MIPS, Inc.	Ser	122.20
Nebraska Iowa Industrial Fasteners Corp.	Sup	273.13
The Nebraska Signal	Ads	111.00
Nichols Construction	Gravel	68,255.69
Nick's Farm Store Co.	Sup	73.45
Overland	Gravel	6,604.21
Perennial Public Power District	Uti	49.10
Power Plan	Parts, Rep	7,911.29
Retirement Plans Division of Ameritas	Ret	1,608.95
Roit Repair	Rep	18.72
Shell Fleet Plus	Fuel	629.02
Village of Grafton	Uti	26.19
Village of Ohioa	Uti	20.00
Payroll	Salaries	23,998.33

## **ECONOMIC DEVELOPMENT – TOURISM:**

Exeter Chamber of Commerce	Ads	300.00
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## **SHERIFF – SPECIAL LAW ENFORCEMENT FUND:**

Geneva State Bank	SS	360.92
Retirement Plans Division of Ameritas	Ret	365.64
Payroll	Salaries	4,717.83

## **INHERITANCE TAX FUND:**

Jeff Ross dba Innovative Contracting	Rep	2,103.94
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# Fillmore County Board Minutes



September 10, 2013

**HOSPITAL OPERATING FUND:**

Fillmore County Hospital	August taxes	22,811.47
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**E911 COMMUNICATIONS FUND:**

Windstream	Uti	922.97
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## CLAIMS APPROVED

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

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

Nays: None

The Chairman declared the motion carried.

## LAW ENFORCEMENT CONTRACT

Neiman moved and Mueller seconded the motion to approve the law enforcement contract with the City of Geneva beginning October 1, 2013 and ending September 30, 2015. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## ASSESSOR'S OFFICE

After discussion, the Board approved County Assessor, Lynn Mussman to hire a part-time employee to replace the contracted appraiser.

## ADJOURN

Agenda items "Fuel exchange and Maintenance Agreements" will be discussed at a future Board meeting. As there was no other business to come before the Board, Neiman moved and Galusha seconded the motion to adjourn until 9:00 a.m., September 24, 2013. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

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Attest

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Chairman



# Fillmore County Board Minutes



September 24, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., September 24, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Yates, Galusha, Mueller, Neiman, 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 11:49 a.m.

## MINUTES APPROVED

Chairman of the Board, Cerny declared the minutes of the September 10, 2013 Board meetings were approved as presented.

## EMERGENCY ACTION ITEM

After discussion, Mueller moved and Neiman seconded the motion to add an emergency action item to discuss the prospective expansion at the Fillmore County Hospital of their offerings in the area of behavioral health. Upon roll call, the vote is as follows:

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

Nays: None

The Chairman declared the motion carried.

## FEE REPORT

Capek moved and Noel seconded the motion to approve the August 2013 fee report:

**County Sheriff \$3,877.60**

Upon roll call, the vote was as follows:

Ayes: Neiman, 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	Ser	50.00
Axis Capital, Inc.	Ser	249.00
Blue Cross Blue Shield of Nebraska	Insur	24,320.54
Blue Valley Community Action Partnership	Budget request	4,486.50
Brown Brooke Creations	Sup	38.80
Central Nebraska Refrigeration	Rep	777.93
Marilyn Christancy	Ret	25.00
Contryman Associates, PC	Ser	5,000.00
Earls Window Service	Ser	6.00
Merlin Ehmen	Ret	22.00
Exeter Care Center	HDM's	346.50
Fillmore County Extension Office	Sup	175.05





# Fillmore County Board Minutes



September 24, 2013

First Concord Benefits Group, LLC	Ser, Insur	1,449.87
Geneva Broadband, LLC	Ser	87.97
Geneva Home Center	Sup, Ser	560.72
Geneva State Bank	SS	3,797.10
Geneva Super Foods	Sup	773.39
Geneva Tire Pros	Rep	19.50
Norma Gregory	Ret	25.00
Hamilton County Sheriff	Ser	12.55
Hilty's	Sup	13.48
Kalkwarf & Smith Law Offices	Ser, Post, Wksh	4,511.02
Lynn Peavey Company	Sup	91.78
Madison National Life Insurance Co.	Insur	141.94
MailFinance	Ser	302.24
Ann H. McDonald	Ret	18.00
Microfilm Imaging Systems, Inc.	Ser	75.00
MIPS, Inc.	Ser	112.50
Rich Mueller / Thomas Biegert	Rent	700.00
Nebraska Association of County Officials	Wksh	45.00
Nebraska Law Enforcement Training Center	Wksh	50.00
Nebraska Public Power District	Uti	4,060.59
Region V Systems	EPC	121.00
Retirement Plans Division of Ameritas	Ret	3,568.97
Jon Scoville	Mile	79.10
Secretary of State Rules & Regulations	Ser	20.00
Secretary of State – Election Division	Wksh	40.00
State of Nebraska AS Central Services	Ser	61.25
TAP Publishing / Weather TAP.com	Ser	528.73
Total Funds by Hasler	Post	700.00
Unifirst Corp.	Ser	136.02
UN-L IS-Telecommunications	Uti	6.68
US Bank CPS	Post, Sup	137.01
Verizon Wireless	Ser	570.13
Whelan, Scherr, Glen, & Mead, PC, LLO	Ser	61.75
Young Leaders of Fillmore County	Misc	35.00
Payroll	Salaries	52,534.39

## **ROAD/BRIDGE FUND:**

Rex Bahe	Ret	25.00
Blue Cross Blue Shield of Nebraska	Insur	13,590.89
Blue Tarp Financial, Inc.	Parts	209.42
Casey's General Stores	Fuel	2,993.46
Dorchester Farmers Coop	Fuel	2,055.33
Gana Trucking & Excavating, Inc.	Crushed rock	9,597.17
Geneva Broadband, LLC	Ser	39.99
Geneva Home Center	Sup	44.18
Geneva State Bank	SS	1,798.01
Geneva Super Foods	Sup	3.98
Geneva Welding & Supply, Inc.	Parts, Rep	380.81
Grafton Mini-Mart	Fuel	464.69
Grafton Oil, Inc.	Fuel	1,495.48
GUS Construction	Culvert project	75,199.31
Dennis Johnson	Sup	70.00
Lichti Oil	Fuel, Parts, Rep	4,567.89
Nebraska Public Power District	Uti	404.00
NMC Exchange, LLC	Parts, Rep	8,143.11
Perennial Public Power District	Uti	74.36
R & R Services	Ser	810.24
Retirement Plans Division of Ameritas	Ret	1,609.19
Sioux City Foundry Co.	Sup	3,996.00



# Fillmore County Board Minutes



September 24, 2013

Speece Lewis Engineers	Ser	8,046.22
Verizon Wireless	Ser	88.34
Village of Exeter	Uti	17.50
Village of Fairmont	Uti	20.76
Village of Shickley	Uti	423.68
Payroll	Salaries	24,001.75

## **ECONOMIC DEVELOPMENT – TOURISM FUND:**

Discover Geneva Summer Celebration	Ads	250.00
Fillmore County Development Corp.	Ser, Sup, Mile	330.03
Mary Johnson	Mile	93.23

## **SHERIFF – SPECIAL LAW ENFORCEMENT FUND:**

Geneva State Bank	SS	122.40
Retirement Plans Division of Ameritas	Ret	124.00
Payroll	Salaries	1,600.00

## **INHERITANCE TAX FUND:**

Service Master by Kudron – 2009	Ser	2,368.98
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## **E911 COMMUNICATIONS FUND:**

Geneva Broadband, LLC	Ser	63.98
Nebraska Public Power District	Uti	292.80
Windstream	Uti	117.84

## **CLAIMS APPROVED**

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

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

The Chairman declared the motion carried.

## **DRIVEWAY PERMITS**

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

Allen Garland – extend an existing driveway on the south side of the SW ¼, Section 7-5-1, Franklin Township;  
D & L Ag Co. (Kent Theobald) – install a new driveway on the east side of the NE ¼, Section 11-6-3, Stanton Township;  
Morley Most – install a new driveway on the north side of the NE ¼, Section 13-5-1, Franklin Township;  
Roger & Betty Remter – extend an existing driveway on the east side of the E ½ of the NE ¼, Section 1-5-2, Belle Prairie Township.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

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

Neiman moved and Noel seconded the motion to approve the following occupy county right-of-way permit:

John Lovegrove – install an electrical line between the SE ¼, Section 16 and the NE ¼, Section 21-7-4, Bennett Township.



# Fillmore County Board Minutes



September 24, 2013

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **ROAD DEPARTMENT YEAR END REPORT**

After discussion, Yates moved and Galusha seconded the motion to approve the Road Department 2012/2013 year end report. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **OTHER ROAD DISCUSSION**

Board discussed the possible three or four paving projects within the County and after receiving bond figures for a \$20,000,000.00 project over twenty years costing tax payers \$81.69 per \$100,000.00 of valuation, they will start setting up informational meetings. The Board doesn't want to expend tax dollars at this time if the tax payers would not support the proposed projects.

## **PUBLIC HEARING FOR CONDITIONAL USE PERMIT**

Opened public hearing for conditional permit for a winery in the NW ¼, Section 29-5-1, Franklin Township at 10:39 a.m. Planning & Zoning Administrator presented the recommendation from the Planning Commission and Jim Stutzman was present for any questions.

## **PLANNING COMMISSION APPOINTMENTS**

Galusha moved and Capek seconded the motion to appoint Robert Waltrip and Dean Kassik to the Planning Commission beginning July 1, 2013 and ending June 30, 2016. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **CLOSE PUBLIC HEARING**

As there was no further public comment, Mueller moved and Yates seconded the motion to close the public hearing at 10:51 a.m. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **CONDITIONAL USE PERMIT**

Noel moved and Capek seconded the motion to approve the Conditional Use Permit for Jim and Julie Stutzman to construct a winery in the NW ¼, Section 29-5-1, Franklin Township. Upon roll call, the vote was as follows:

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

Nays: None



# Fillmore County Board Minutes



September 24, 2013

The Chairman declared the motion carried.

## **PLANNING & ZONING ADMINISTRATOR**

Heather Miller, Planning and Zoning Administrator presented her letter of resignation to the Board effective October 11, 2013.

## **HOSPITAL**

After discussion, Yates moved and Noel seconded the motion to support the Fillmore County Hospital Board in moving forward as they deem appropriate for working on the prospective expansion of their service offerings in the area of behavioral health. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **ADJOURN**

As there was no other business to come before the Board, Mueller moved and Neiman seconded the motion to adjourn until 9:10 a.m., October 8, 2013. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

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Attest

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Chairman



# Fillmore County Board Minutes



October 8, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:12 a.m., October 8, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Yates, Galusha, Mueller, Neiman, and Noel. Capek was absent all day and Mueller was absent at 3:20 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 3:45 p.m.

## MINUTES APPROVED

Chairman of the Board, Cerny declared the minutes of the September 24, 2013 Board meeting were approved as presented.

## FEE REPORTS

Neiman moved and Yates seconded the motion to approve the fee reports for September 2013:

**County Clerk \$5,371.08** (State \$1,704.55 & County \$3,666.53)  
**Clerk of the District Court \$1,214.32**  
**County Sheriff \$2,863.47**

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## DRIVEWAY PERMIT

After discussion, Mueller moved and Neiman seconded the motion to approve the following driveway permit:

Winfield Solutions, LLC – install a new 40 ft. driveway on the east side of the NE ¼, Section 31-7-2, Madison Township.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## OCCUPY COUNTY RIGHT-OF-WAY PERMITS

After discussion, Noel moved and Yates seconded the motion to approve the following occupy county right-of-way permits:

Robert Galusha – install a natural gas line between the NE ¼, Section 28-8-3 and the SE ¼, Section 21-8-3, 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 Public Right-of-way.;

B & B Ag – install a natural gas line between the SE ¼, Section 5-7-2 and the SE ¼, Section 4-7-2 and the NE ¼, Section 9-7-2, Madison Township. B & B Ag 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:





# Fillmore County Board Minutes



October 8, 2013

Ayes: Noel, Cerny, Mueller, Galusha, Yates, and Neiman

Nays: None

The Chairman declared the motion carried.

## BIDS FOR GRADING PROJECT ON ROAD J

Opened bids for the grading project on Road J at 9:45 a.m. as advertised. The following bids were received:

<u>Bidder:</u>	<u>Total Bid:</u>
Gana Trucking & Excavating, Martell, NE	\$191,841.57
Commercial Construction, Inc., Lincoln, NE	\$150,081.17
Geneva Engineering, Inc., Geneva, NE	\$182,415.13

## LETTING FOR GRADING PROJECT ON ROAD J

After review of all bids by Tim Farmer with Speece Lewis Engineering firm and discussion, Mueller moved and Galusha seconded the motion to accept and award the bid to Commercial Construction, Inc. in the amount of \$150,081.17. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Yates, Neiman, and Noel

Nays: None

The Chairman declared the motion carried.

## OTHER ROAD DEPARTMENT ISSUES

Highway Superintendent, Pat Halbur submitted a letter from Shela Smith regarding the trees along Road F, between Roads 15 & 16. Pat will contact the owner to have them removed. Pat informed the Board that after this year the new motor graders will have the final stages of Tier 4 emissions. Discussed the possibility of a new residence on Road K between Road 14 & 15, will discuss road upgrades at a future meeting.

## EXTENSION OFFICE UPDATE

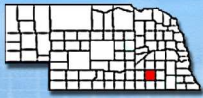
Megan Burda, Extension Assistant informed the Board that it is National 4-H week and all the local activities that will be happening this week. Megan gave a report of her trip to National's and the other activities that the Extension office is offering.

## 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, Sup	3,375.87
Action Auto Supply	Sup	21.68
Jon Anderson	Post	8.06
B & J Automotive	Rep	199.07
Black Hills Energy	Uti	102.86
Todd Boller	Post, Sup	11.90
Leslie Boswell	Mile	19.21
Capital Business Systems, Inc.	Ser	131.85
Central Community College Campus Accts	Wksh	120.00
Chaney Chemical, Inc.	Sup	42.80
Jerry Chapman	Mile	27.12
City of Geneva	Uti	875.70



# Fillmore County Board Minutes



October 8, 2013

Clay County Sheriff	Ser	36.10
Contryman Associates, PC	Ser	2,285.00
Gaylord Craddock	Mile	57.63
Environmental Systems Research Institute	Ser	400.00
Sharon Elznic	Mtgs, Mile	61.64
Erdkamp Motors	Main	48.50
Exeter Senior Center	USDA, Misc	337.05
Fairmont Aging Services	USDA, Misc	1,857.73
Farm & Home Publishers, LTD	Sup	981.57
Fillmore County Clerk	Ser	16.00
Fillmore County Treasurer	Ser, Transfer	300,481.06
First Concord Group, Inc.	Insur	1,333.44
Gage County Clerk	Probation budget request	2,820.80
Geneva Senior Center	USDA, Misc	2,858.93
Geneva State Bank	SS	3,630.14
Geneva Super Foods	Sup	844.56
Geneva Welding & Supply, Inc.	Equip	265.00
Richard Girmus	Mtgs, Mile	21.78
Grafton Mini Mart	Fuel	125.00
Hall County Sheriff	Ser	20.38
Matt Harre	Mtgs, Mile	66.16
Head Start	Budget request	12,000.00
Hilty's	Sup	89.08
Hometown Leasing	Ser	907.25
ICS Jail Supplies	Sup	77.03
Ron Isley	Mile	29.38
Jefferson County Sheriff	Ser	19.00
Jim's Repair	Main	42.00
Dean Kassik	Mtgs, Mile	63.90
Kopchos Sanitation, Inc.	Uti	135.50
Stephen J. Kraviec	Ser, Post	1,688.59
Madison National Life Insurance Co.	Insur	173.11
Microfilm Imaging Systems, Inc.	Ser	75.00
Mid America Vision Center	Ser	346.43
Heather Miller	Sup	3.56
MIPS, Inc.	Ser, Rep, Sup	3,141.66
Morley Most	Mtgs, Mile	66.16
Brenda Motis	Mile, Misc	52.07
Nebraska Assoc. of Professional Veteran's	Wksh	100.00
The Nebraska Signal	Ads, Proc	958.26
Noel Lawn Care	Ser	262.50
Reg Noel	Mtgs, Mile	31.95
Norrie Construction	Rep	296.64
Platte Valley Communications of Hastings	Rep	487.00
Postmaster	Post	200.00
R & R Services	Ser	280.00
Region V Services	Budget Request	2,621.00
Region V Systems	EPC	36.00
Retirement Plans Division of Ameritas	Ret	3,374.68
Saline County Treasurer	Budget request	7,550.20
Shell Fleet Plus	Fuel	2,764.80
Skalka & Baack Law Firm	Ser	423.05
Southeast Nebraska Development District	Budget request	7,094.00
State of Nebraska AC Central Finance	Ser	448.00
Allan Stuckey	Mtgs, Mile	31.95
Sullivan Shoemaker PC, LLO	Ser	513.00
Thayer County Sheriff	Ser	27.52
US Bank CPS	Post, Meals, Sup	97.25
Van Diest Supply Company	Sup	1,104.00



# Fillmore County Board Minutes



October 8, 2013

Robert Waltrip	Mtgs, Mile	31.95
Weaver Pharmacy	Sup	9.33
Eric Williams	Fuel	46.00
Windstream	Uti	1,097.77
York Sprinkler Systems	Rep	33.99
Payroll	Salaries	50,351.68

## **ROAD/BRIDGE FUND:**

Black Hills Energy	Uti	68.64
The Boulder Company	Sup	74.81
Century Lumber Center	Sup	54.01
City of Geneva	Uti	63.40
Dorchester Farmers Coop	Fuel	5,901.28
Geneva State Bank	SS	1,798.19
Geneva Tire Pros	Tires, Rep	11,397.05
Geneva Welding & Supply, Inc.	Parts, Sup	307.93
Grafton Oil, Inc.	Fuel	1,629.66
Halbur Electric, LLC	Rep	365.18
John Deere Financial	Parts, Rep	784.14
Kaiser Auto Supply, LLC	Parts, Sup	248.96
Kopchos Sanitation, Inc.	Uti	45.00
Madison National Life Insurance Co.	Insur	85.27
MIPS, Inc.	Ser	122.20
Brian Mussman	Main	1,487.50
The Nebraska Signal	Ads	193.12
Newman Traffic Signs	Sup	512.92
Nichols Construction	Gravel	91,185.19
Perennial Public Power	Uti	49.38
Retirement Plans Division of Ameritas	Ret	1,609.19
Village of Grafton	Uti	26.19
Village of Milligan	Uti	25.20
Payroll	Salaries	24,001.80

## **SHERIFF – SPECIAL LAW ENFORCEMENT FUND:**

Geneva State Bank	SS	122.40
Retirement Plans Division of Ameritas	Ret	124.00
Payroll	Salaries	1,600.00

## **INHERITANCE TAX FUND:**

JEO Consulting Group, Inc.	Ser	750.00
Precision Signs & Graphics	Signage	2,006.20
Woods & Aitken LLP	Ser	815.00

## **HOSPITAL OPERATING FUND:**

Fillmore County Hospital	Sept. taxes	8,386.55
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## **E911 COMMUNICATIONS FUND:**

Central Nebraska Refrigeration	Rep	505.52
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## **CLAIMS APPROVED**

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

Ayes: Mueller, Galusha, Neiman, Noel, and Cerny

Nays: None

Abstaining due to conflict of interest: Yates

The Chairman declared the motion carried.



# Fillmore County Board Minutes



October 8, 2013

## BIDS FOR MOTOR GRADER

Opened bids for a motor grader at 1:00 p.m. as advertised. The following bids were received:

<b><u>Bidder:</u></b>	<b><u>Year, Make &amp; Model:</u></b>	<b><u>Price:</u></b>
NMC, Lincoln, NE	2014 Caterpillar 12M2	\$214,180.00
Murphy Tractor & Equip., Lincoln, NE	2011 John Deere 770GP	\$207,625.00
Murphy Tractor & Equip., Lincoln, NE	2013 John Deere 770G	\$209,845.00

## BIDS FOR EXCAVATOR

Opened bids for an excavator at 1:30 p.m. as advertised: The following bids were received:

<b><u>Bidder:</u></b>	<b><u>Year, Make &amp; Model:</u></b>	<b><u>Price:</u></b>
Titan Machinery, Lincoln, NE	2013 Case CX210C	\$191,549.04
Murphy Tractor & Equip., Lincoln, NE	2012 John Deere 210G	\$216,460.00
NMC, Lincoln, NE	2013 Caterpillar 320EL	\$227,820.00

NMC submitted an alternate bid for the 2014 Caterpillar 12M2 motor grader and the 2013 Caterpillar 320EL excavator of \$415,957.00.

## LETTING FOR BOTH MOTOR GRADER AND EXCAVATOR

After discussion, Yates moved and Neiman seconded the motion to accept and award the bid to NMC for both the 2014 Caterpillar 12M2 motor grader and the 2013 Caterpillar 320EL excavator in the amount of \$415,957.00. Upon roll call, the vote was as follows:

Ayes: Yates, Neiman, Noel, Cerny, and Mueller  
Nays: Galusha

The Chairman declared the motion carried.

## DISCUSSION WITH SENIOR SERVICES

Brenda Motis and Rhonda Stokebrand with Senior Services were present for a discussion with the Board regarding their job descriptions and programs they offer.

## ADJOURN

As there was no other business to come before the Board, Yates moved and Neiman seconded the motion to adjourn until 9:10 a.m., October 22, 2013. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

Attest

Chairman



# Fillmore County Board Minutes



October 22, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:07 a.m., October 22, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Yates, Galusha, Mueller, Neiman, 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 11:48 a.m.

## **MINUTES APPROVED**

Chairman of the Board, Cerny declared the minutes of the October 8, 2013 Board meeting were approved as presented.

## **USDA FISH & WILDLIFE**

Chad Richardson, with USDA Fish & Wildlife informed the Board that Brennan Borah will start on November 4th to replace Spencer Nelson. Chad will bring Brennan in within the next month to introduce him to the Board.

## **DIGITAL RECORDER**

Bill Burgess, County Sheriff, presented two bids for a new digital recorder in the dispatch center. Bids were for a NICE Audio System for \$17,965.00 (\$559.00 monthly lease) and a Red Box Audio System for \$18,252.00 (\$568.00 monthly lease).

After discussion, Yates moved and Noel seconded the motion to lease the NICE Audio System for three (3) years for \$559.00 with Carmichael Business Systems and authorize Bill Burgess to sign the lease. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## **RELEASE SECURITIES**

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

### **RESOLUTION 2013 - 30**

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

CUSIP #31417YRG4 in the amount of \$505,000.00

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

## **MAXIMUS COST ALLOCATION PLAN**

After discussion, Mueller moved and Neiman second the motion to approve the certification of cost allocation plan with Maximus Consulting Services, Inc. for fiscal year 2014. Upon roll call, the vote was as follows:

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





# Fillmore County Board Minutes



October 22, 2013

Nays: None

The Chairman declared the motion carried.

## CONTRACT FOR HOME PROJECT WITH ECONOMIC DEVELOPMENT

After discussion, Mueller moved and Galusha seconded the motion to approve and sign the contract with the State of Nebraska Department of Economic Development Nebraska Affordable Housing Trust Fund Program for contract #13-TFHP-6003 in the amount of \$229,120.00. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## SAFETY COMMITTEE

Yates moved and Capek seconded the motion to appoint Crystal Vavra to the Safety Committee to replace Heather Miller beginning October 22, 2013 and ending December 31, 2013. Upon roll call, the vote was as follows:

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

Nays: None

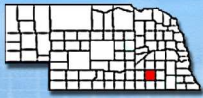
The Chairman declared the motion carried.

## 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:

Axis Capital, Inc.	Ser	249.00
Peggy Birky	Mile	58.20
Bi-Versal Pest Control	Main	150.00
Blue Valley Community Action	Budget request	3,990.00
Bottorf & Maser, Attorneys at Law	Ser, Mile	506.50
Megan Burda	Lodging, Meals, Mile	654.49
Marilyn Christianity	Ret	25.00
CornerStop	Fuel	430.64
Judy Dondlinger	Ser	120.00
Eakes Office Plus	Sup	2,158.25
Earls Window Service	Ser	6.00
Merlin Ehmen	Ret	22.00
Exeter Care Center	HDM's	315.00
Fillmore County Clerk of District Court	Fees	99.00
Fillmore County Development Corp.	Budget request	10,000.00
Fillmore County Hospital	Ser	35.00
Fillmore County Treasurer	Interest	35.30
First Concord Benefits Group, LLC	Insur	307.00
Geneva Broadband, LLC	Uti	87.97
Geneva Home Center	Sup	91.40
Geneva State Bank	SS	3,558.77
Geneva Tire Pros	Main, Rep, Tires	669.59
Norma Gregory	Ret	25.00
Hampton Inn	Lodging	86.95
Holiday Inn	Lodging	375.80
Hope Crisis Center	Budget request	3,272.00



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ICS Jail Supplies	Sup	25.56
Kerry's Auto Repair & Service	Main	55.35
Madison National Life Insurance Co.	Insur	8.01
MailFinance	Ser	302.24
Maximus, Inc.	Ser	2,537.50
Ann H. McDonald	Ret	18.00
Mid-American Research Chemical	Sup	820.93
Midwest Mailing Systems, Inc.	Sup	240.00
Midwest Medical Transport	Ser	783.00
Rich Mueller / Thomas Biegert	Rent	700.00
National Association of Counties	Dues	450.00
Nebraska Planning & Zoning Association	Wksh	25.00
Nebraska Public Power District	Uti	3,108.69
Amy Nelson	Mile	112.44
Police Officer's Association	Sup	21.25
Retirement Plans Division of Ameritas	Ret	3,311.58
Service Press	Sup	125.00
Sleuth Software	Main	2,900.13
State of Nebraska AS Central Services	Ser	61.25
State of Nebraska Dept. of Correctional Srv.	Boarding Prisoners	341.84
State of Nebraska Health & Human Serv.	Sept. Patient Care	180.00
State of Nebraska Public Health Envir. Lab	Ser	105.00
Total Funds by Hasler	Post	700.00
UltraMax	Sup	327.00
Unifirst Corporation	Ser	108.00
University of Nebraska – Lincoln	Salary	1,980.60
UN-L IS-Telecommunications	Uti	15.71
UNL – Printing & Copying Services	Ser	168.42
Brandy VanDeWalle	Lodging, Wksh, Mile, Uti	239.22
Verizon Wireless	Uti	570.35
Windstream	Uti	255.74
Payroll	Salaries	49,324.61

## **ROAD/BRIDGE FUND:**

Action Auto Supply	Parts	8.19
Auto Value Parts Stores	Parts, Sup	145.46
Rex Bahe	Ret	25.00
The Boulder Company	Sup	98.93
Casey's General Stores	Fuel	1,952.47
Certified Truck & Trailer, Inc.	Parts, Rep	910.89
Dorchester Farmers Coop	Fuel, Rep	4,009.14
Geneva Broadband, LLC	Uti	39.99
Geneva Home Center	Sup	153.60
Geneva State Bank	SS	1,889.75
Grafton Oil, Inc.	Fuel, Main	2,176.87
Holiday Inn	Lodging	93.95
Lichti Oil	Parts	538.36
Mike's Radiator & Tire	Rep	20.00
Nebraska Public Power District	Uti	378.25
Newman Traffic Signs	Sup	869.19
NMC Exchange, LLC	Parts, Rep	5,558.44
Power Plan	Parts, Rep	3,399.45
R & R Services	Main	437.50
Retirement Plans Division of Ameritas	Ret	1,690.18
Mary Ann Rippe	Fencing	3,327.13
Road Builders	Parts	53.00
Roit Repair	Rep	128.15
Speece Lewis Engineers	Ser, Fees	13,071.60
Shell Fleet Plus	Fuel	653.43



# Fillmore County Board Minutes



October 22, 2013

Sioux City Foundry Co.	Rep, Parts	3,996.00
Surplus Center	Parts	363.44
US Bank CPS	Post	25.34
Verizon Wireless	Uti	88.38
Village of Exeter	Uti	17.50
Village of Fairmont	Uti	44.25
Payroll	Salaries	25,201.63

## **SHERIFF – SPECIAL LAW ENFORCEMENT FUND:**

Geneva State Bank	SS	123.17
Grainger	Sup	487.20
Retirement Plans Division of Ameritas	Ret	124.78
Payroll	Salaries	1,610.00

## **INHERITANCE TAX FUND:**

ServiceMaster by Kudron – 2209	Ser	380.62
Woods & Aitken LLP	Ser	3,888.85

## **COURTHOUSE BOND FUND:**

UMB Bank, NA	Principal & Interest	92,704.80
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## **ROAD BOND FUND:**

UMB Bank, NA	Principal & Interest	69,935.20
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## **ETHANOL PLANT ROAD BOND FUND:**

Cornerstone Bank	Interest, Ser	1,106.25
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## **E911 COMMUNICATIONS FUND:**

Geneva Broadband, LLC	Uti	63.98
Nebraska Public Power District	Uti	252.82
Windstream	Uti	1,058.87

## **CLAIMS APPROVED**

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

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

Nays: None

The Chairman declared the motion carried.

## **DRIVEWAY PERMITS**

Neiman moved and Yates seconded the motion to approve the following driveway permits:

Tammy Ward – install a new 40 ft. driveway on the west side of the NW  $\frac{1}{4}$ , Section 13-7-3, Geneva Township;  
Rick R. Griess – extend an existing driveway on the east side of the SE  $\frac{1}{4}$ , Section 13-7-4, Bennett Township;  
Marc Reinisch – install a new 40 ft. driveway on the east side of the SE  $\frac{1}{4}$ , Section 3-6-2, Chelsea Township.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

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



# Fillmore County Board Minutes



October 22, 2013

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

B & B Ag – bury a gas line from the SE ¼, Section 4-7-2 to the NE ¼, Section 9-7-2, Madison Township, and along the north road ditch. 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 Right-of-way.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## CLEAN SILT PERMIT

Capek moved and Neiman seconded the motion to approve the following clean silt permit:

Dallas Mussman – clean silt along the NW ¼, Section 21-5-1, Franklin Township.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## SUBDIVISION WAIVER

Christin Lovegrove requested the Board to approve a subdivision waiver for a tract of land in the NW ¼ of Section 2-7-3, Geneva Township. Currently there is a 6.8 acre tract of which 3.92 acres is farm ground and the other 2.88 acres is a farmstead. The waiver is being requested so the landowners would be able to maintain, update, improve, alter, modify or replace structures and/or improvements on property due to ordinary wear and tear, changing needs, damage or destruction.

Planning Commission presented a recommendation to the Board and after discussion, Mueller moved and Galusha seconded the motion to approve the waiver for the tract of land in the NW ¼ of Section 2-7-3, Geneva Township. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## MINI-VAN BIDS

Bids were opened at 11:20 a.m. for a new mini-van as advertised. The following bids were received:

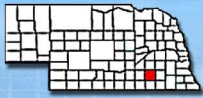
<b><u>Bidder:</u></b>	<b><u>Year, Make, Model, &amp; Mileage</u></b>	<b><u>Price</u></b>
Erdkamp Motors, Inc., Exeter, NE	2012 Dodge Grand Caravan SXT, 14,818	\$19,800.00
Erdkamp Motors, Inc., Exeter, NE	2013 Dodge Grand Caravan SXT, 9,966	\$20,900.00

## MINI-VAN LETTING

After discussion, Mueller moved and Capek seconded the motion to purchase the 2013 Dodge Grand Caravan SXT with 9,966 miles for \$20,900.00 from Erdkamp Motors, Inc. Upon roll call, the vote was as follows:

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

Nays: None



# Fillmore County Board Minutes



October 22, 2013

The Chairman declared the motion carried.

## ADJOURN

As there was no other business to come before the Board, Neiman moved and Capek seconded the motion to adjourn until 9:10 a.m., November 12, 2013. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

Attest

Chairman





# Fillmore County Board Minutes



November 12, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:05 a.m., November 12, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Yates, Galusha, Mueller, Neiman, and Noel. Mueller was absent at 2:04 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 2:33 p.m.

## MINUTES APPROVED

Chairman of the Board, Cerny declared the minutes of the October 22, 2013 Board meeting were approved as presented.

## FEE REPORTS

Yates moved and Neiman seconded the motion to approve the October 2013 fee reports:

**County Clerk \$8,459.39** (State \$4,373.37 & County \$4,086.02)  
**Clerk of the District Court \$696.32**  
**County Sheriff \$1,747.36**

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## WIND FARM DISCUSSION

Gary Aksamit, with Aksamit Resource Management informed the Board that his company will be putting up six lines of wind farms in Saline County with a few towers in Fillmore County. After the first of the year they will be obtaining zoning permits within Liberty and Glengary Townships and will provide more specific information. Others attending this discussion were Jim Dunker, Emergency Manager; Crystal Vavra, Planning & Zoning Administrator; Sharon Elznic and Morley Most members of the Planning Commission; Phil Pogge and Joe DeVito with Aksamit Resource Management.

Planning and Zoning Administrator, Crystal Vavra presented the current zoning regulations regarding wind farms within Fillmore County to the Board.

## GRADING A PORTION OF ROAD K

Dan Ackland requested that the Board upgrade Road K between Road 14 and Road 15 as he is going to be building a residence there. After discussion, the Board requested that a representative from the Madison Township and Dan come to the next Board meeting to discuss what options there are to fulfill this request.

## PICKUP BIDS

Bids were opened at 10:10 a.m. for a new pickup as advertised. The following bids were received:

<b><u>Bidder:</u></b>	<b><u>Year, Make, Model, &amp; Mileage</u></b>	<b><u>Cash Price</u></b>
Erdkamp Motors, Inc., Exeter, NE	2014 Dodge Ram, 2500 Reg. Cab	\$30,997.00
Friesen Chevrolet Sutton, NE	2014 Chevrolet, CC20903 Reg. Cab	\$27,950.00

## PICKUP LETTING



# Fillmore County Board Minutes



November 12, 2013

After discussion, Yates moved and Noel seconded the motion to purchase the 2014 Chevrolet CC20903 pickup with no miles for \$27,950.00 from Friesen Chevrolet. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## DRIVEWAY PERMITS

Neiman moved and Galusha seconded the motion to approve the following driveway permits:

CPI Lansing – remove an existing and install a new driveway on the north side of the NE ¼, Section 26-8-3, West Blue Township;

Ron Schropfer – install a new 40 ft. driveway on the north side of the NW ¼, Section 18-5-1, Franklin Township;

D & L Ag Co. – replace an existing driveway to 40 ft. on the west side of the NW ¼, Section 11-6-3, Stanton Township;

Blaine Richards – install a new 40 ft. driveway on the south side of the SE ¼, Section 13-6-4, Momence Township.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## DRIVEWAY PERMITS

After discussion, Yates moved and Neiman seconded the motion to approve the following driveway permits:

Bernard D. Matthies – widen an existing driveway to 40 ft. on the east side of the NE ¼, Section 10-5-1, Franklin Township;

Raymond J. Capek – widen an existing driveway 40 ft. on the north side of the NW ¼, Section 27-6-1, Glengary Township.

Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Yates, Neiman, and Noel

Nays: None                      Abstaining: Capek

The Chairman declared the motion carried.

## CLEAN SILT PERMIT

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

Dennis Kimbrough – clean silt from the ditch on east side of the SE ¼, Section 14-6-3, Stanton Township;

CPI Lansing – clean silt from the ditch on the north side of the NE ¼, Section 26-8-3, West Blue Township.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## OCCUPY COUNTY RIGHT-OF-WAY PERMITS



# Fillmore County Board Minutes



November 12, 2013

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

Andrew Rieschick with Duck's Unlimited – install an electrical line between the NE ¼, Section 2-7-2, Madison Township and the SW ¼, Section 36-8-2, 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 the Fillmore County Right-of-Way;

Donald Saltzman – bury an electrical line between the SE ¼, Section 28-5-3 and the NE ¼, Section 33-5-3, Hamilton 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, Neiman, Noel, Cerny, and Mueller

Nays: None

The Chairman declared the motion carried.

## COMMERCIAL CONSTRUCTION CONTRACT

After discussion, Mueller moved and Yates seconded the motion to approve the contract with Commercial Construction, Inc. for the grading project on Road J between Highway 81 and Road 12 for \$150,081.17. Upon roll call, the vote was as follows:

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## OTHER ROAD ISSUES

Pat Halbur, Highway Superintendent informed the Board that she will be mailing a letter to the landowner in Section 22, Grafton Township to clean out the natural drainage. A previous letter was mailed out a couple years ago from the County Attorney but the area hasn't been cleaned out. Discussion took place regarding removing/burning the trees located in the County Right-of-Way on Road 15 between Road F & Road G. Jeff Neiman will contact the landowner to work out a solution to getting the trees removed. Also it was discussed that the Road Dept. would no longer remove snow for any private agencies.

## SENIOR SERVICES

Denise Boyd and Martha Hakenkamp with Aging Partners informed the Board that they had completed an evaluation on Brenda Motis as requested. She presented that evaluation to the Board and discussion took place regarding office hours, maintaining current job descriptions, priorities, and following Board policies and requests.

## COLONIAL LIFE PRESENTATION

Gregg Holliday and Kevin Armstrong with Colonial Life gave a presentation to the Board of what products their company could provide employees. After discussion, the Board agreed to allow Colonial Life to give a presentation to the employees.

## EAST OFFICE BUILDING

Larry Eichelberger, Custodian for office building east informed the Board that there are some minor repairs that need to be completed and offered a few options in completing the repairs.

## HOSPITAL UPDATE



# Fillmore County Board Minutes



November 12, 2013

Paul Utemark, CEO Fillmore County Hospital presented an update of current and future events and projects that the hospital is working on. Paul also gave a brief overview of the 2012/2013 audit that was completed.

## CHRISTMAS BOARD MEETING

After discussion, the December 24<sup>th</sup> Board meeting will be held on Monday, December 23<sup>rd</sup> at 9:00 a.m. and the courthouse will be closing at noon on December 24, 2013.

## NOXIOUS WEED UPDATE

Brian Crabtree, Vice President of Nebraska Weed Control Association informed the Board that he would like to nominate Todd Boller, Noxious Weed Superintendent to the ballot to be the Vice President of the association. After discussion, the Board accepted the request to put Todd's name on the ballot.

## 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	3,275.22
Action Auto Supply	Sup	50.28
Air & Fluid Management	Rep	700.00
AMSAN	Sup	323.98
Andrews Electric Co.	Rep	275.50
Axis Capital, Inc.	Fees	249.00
B & J Automotive	Main	69.53
Peggy Birky	Sup	11.25
Black Hills Energy	Uti	207.17
Blue Cross Blue Shield of Nebraska	Insur	25,035.85
Todd Boller	Post	10.58
Capital Business Systems, Inc.	Ser	131.85
Central Nebraska Refrigeration	Rep	624.00
Chaney Chemical, Inc.	Sup	301.00
City of Geneva	Uti	455.80
Contryman Associates, PC	Ser	10,000.00
CornerStop	Fuel	262.10
Jill R. Cunningham	Mile	72.60
Dell Marketing LP	Equip, Sup	6,260.43
DMC's Computer Depot	Ser	95.00
Stephanie Dreier	Ser, Mile	119.44
Dugan Business Forms	Sup	545.47
Eakes Office Plus	Sup	1,244.92
Erdkamp Motors	Main	48.50
Exeter Care Center	HDM's	399.00
Fillmore County Clerk	Sup	1.50
Fillmore County Clerk of District Court	Fees	137.00
Fillmore County Court	Fees	1,051.11
Fillmore County Sheriff	Fees	617.16
Fillmore County Treasurer	Transfer, Ser	100,010.00
First Concord Benefits Group	Insur, Ser	1,532.03
Geneva Broadband	Uti	127.96
Geneva Home Center	Sup	70.66
Geneva State Bank	Sup, SS	3,682.95
Geneva Super Foods	Sup	457.76
Geneva Tire Pros	Rep, Main, Tires	716.70
Halbur Electric, LLC	Rep	423.98



# Fillmore County Board Minutes



November 12, 2013

Hilty's	Sup	77.26
Hometown Leasing	Ser	907.25
Steve Julich	Post	7.89
Jury Fees	Fees	2,502.43
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Uti, Misc	3,015.72
Kerry's Auto Repair & Service	Rep	144.53
Kopchos Sanitation, Inc.	Ser	136.50
Stephen J. Kraviec	Ser, Post	1,681.53
Lichti Oil	Main	59.95
Loup Valley Lighting, Inc.	Sup	161.50
Madison National Life Insurance Co.	Insur	177.86
Marshall & Swift/Boeckh, LLC	Sup	569.20
Microfilm Imaging Systems, Inc.	Ser	75.00
Midwest Card & ID	Main	163.39
MIPS, Inc.	Ser, Sup	3,031.79
Brenda Motis	Mile	55.55
Nebraska Association of County Officials	Wksh	120.00
Nebraska County Court Association	Dues	25.00
Nebraska Sheriff's Association	Wksh	215.00
The Nebraska Signal	Ads, Pro	1,146.96
Nick's Farm Store Co.	Sup	73.74
O'Keefe Elevator	Main	300.00
Dawn Opfer	Sup	134.62
Platte Valley Communications of Hastings	Rep	254.95
Postmaster	Post	9.20
R & R Services	Ser	280.00
Ramada Inn	Lodging	77.00
Region V Systems	EPC	868.00
Retirement Plans Division of Ameritas	Ret	3,373.88
Secretary of State/Election Division	Sup	20.00
Secretary of State Rules & Regulations	Sup	20.00
Service Press	Sup	340.00
Shell Fleet Plus	Fuel	2,586.58
Skalka & Baack Law Firm	Ser	180.50
Lindsey Spiegel	Ser, Mile	302.16
State of Nebraska AS Central Finance	Ser	448.00
State of Nebraska Public Health Env. Lab.	Ser	105.00
Sullivan Shoemaker PC, LLO	Ser	256.50
Unifirst Corp.	Ser	109.22
US Bank CPS	Sup, Post, Wksh	306.12
Weaver Pharmacy	Sup	56.90
Anthony Whitmore	Ser, Mile	75.37
Windstream	Uti	1,376.75
Wingate by Wyndham	Lodging	242.85
Payroll	Salaries	49,623.22

## **ROAD/BRIDGE FUND:**

Action Auto Supply	Parts, Sup	62.04
Auto Value Parts Stores	Parts, Sup	136.95
B's Enterprises, Inc.	Sup	7,610.00
Black Hills Energy	Uti	121.61
Blue Cross Blue Shield of Nebraska	Insur	13,590.89
Casey's General Stores	Fuel	362.39
Century Lumber Center	Sup	37.82
City of Geneva	Uti	69.80
DMC's Computer Depot	Sup	55.95
Dorchester Farmers Coop	Fuel	3,381.53
Eakes Office Plus	Equip	1,610.59
Erdkamp Motors	Rep	234.16





# Fillmore County Board Minutes



November 12, 2013

Geneva Broadband, LLC	Ser	39.99
Geneva Engineering, Inc.	Culvert projects	3,917.00
Geneva State Bank	SS	1,888.47
Geneva Super Foods	Sup	34.63
Geneva Welding & Supply, Inc.	Rep	39.36
Grafton Mini Mart	Fuel	104.25
Grafton Oil	Fuel, Sup	2,658.18
John Deere Financial	Parts, Rep	82.19
Kaiser Auto Supply, LLC	Parts, Sup	364.24
Kopchos Sanitation, Inc.	Ser	45.00
Lichti Oil	Parts, Fuel	3,012.78
Madison National Life Insurance Co.	Insur	85.27
Medical Enterprises, Inc.	Ser	10.00
MIPS, Inc.	Ser	122.20
Nebr Iowa Industrial Fasteners Corp	Sup	172.71
The Nebraska Signal	Ads	93.85
Nichols Construction	Gravel	129,384.74
Office Depot Credit Plan	Sup	331.25
Perennial Public Power District	Uti	124.60
Power Plan	Parts	2,148.16
Retirement Plans Division of Ameritas	Ret	1,688.95
Kerry Richards	Wksh	91.00
Shell Fleet Plus	Fuel	2,210.79
US Bank CPS	Post	13.71
Village of Exeter	Uti	17.50
Village of Grafton	Uti	26.19
Payroll	Salaries	25,183.46

## **ECONOMIC DEVELOPMENT – TOURISM:**

Shickley Lumber Company	Sup	8.68
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## **SHERIFF – SPECIAL LAW ENFORCEMENT FUND:**

Geneva State Bank	SS	123.55
Retirement Plans Division of Ameritas	Ret	125.16
Payroll	Salaries	1,615.00

## **INHERITANCE TAX FUND:**

Erdkamp Motors, Inc.	Equip	20,900.00
Fillmore County Treasurer	Transfer	4,000.00
Precision Signs & Graphics, LLC	Equip	571.80

## **COURTHOUSE BOND FUND:**

Cornerstone Bank	Principal & Interest	9,558.75
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## **ROAD BOND FUND:**

Cornerstone Bank	Principal & Interest	7,207.00
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## **HOSPITAL OPERATING FUND:**

Fillmore County Hospital	Oct. taxes	276.94
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## **E911 COMMUNICATIONS FUND:**

APCO International	Dues	92.00
Geneva Broadband, LLC	Uti	63.98

## **CLAIMS APPROVED**

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



# Fillmore County Board Minutes



November 12, 2013

Ayes: Neiman, Noel, Cerny, Galusha, and Capek

Nays: None

Abstaining due to conflict of interest: Yates

Absent: Mueller

The Chairman declared the motion carried.

## **SOUTHEAST REGIONAL GOVERNANCE BOARD**

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

### **RESOLUTION 2013 - 31**

**WHEREAS**, the Nebraska Emergency Management Agency and the Nebraska Governors Homeland Security Policy Group act as the State Administrative Agency for Homeland Security within the State of Nebraska, and

**WHEREAS**, Fillmore County has elected to participate in the Emergency Management and Homeland Security Programs set forth by Federal and State agencies, and

**WHEREAS**, by participation in said Emergency Management and Homeland Security Programs, Fillmore County is part of a 14-county emergency management region established by the State of Nebraska for purposes including but not limited to Interoperable Communication Planning and System Implementation, Disaster Planning, the Emergency Management, Homeland Security & Interoperable Communications Grant Programs, and other programs as prescribed by State and Federal authorities, and

**WHEREAS**, by participating in the 14-county Southeast Nebraska Regional Emergency Management Group, Fillmore County must appoint at minimum one person to serve as a member of and participate in the regional governance board to the full extent as permitted and required by the needs of the program. Authority of said appointee shall not exceed authority granted by State Statute and/or policy and procedures of Fillmore County. Such appointment shall be at the pleasure of the governing authority of said County and be perpetual for the duration of the Southeast Regional Governance Board unless the appointee is removed from the position for just cause. Such appointment shall be reviewed each year at the annual organization meeting of the County Board.

The Fillmore County Board of Supervisors does hereby appoint the Fillmore County Emergency Management Director as the Representative to the Southeast Regional Governance Board to fulfill all duties as required by the regional Emergency Management Group. The Fillmore County Board of Supervisors also hereby appoints the Deputy Fillmore County Emergency Management Director and Fillmore County Sheriff as alternates to the Southeast Regional Governance Board to fulfill all duties as required by the regional Emergency Management Group.

This appointment is considered to be retroactive to the commencement of the region.

Upon roll call, the vote was as follows:

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

Nays: None

Absent: Mueller

The Chairman declared the resolution adopted.

## **RISSEEUW SUBDIVISION**

After discussion, Galusha moved and Yates seconded the motion to approve the Risseeuw Subdivision plat located in the NW ¼, Section 2-7-3, Geneva Township as follows: A tract of land in the NW ¼ of Section 2, Township 7 North, Range 3 West of the 6<sup>th</sup> P.M., Fillmore County, Nebraska, being more particularly described as follows: referring to the NW corner of said NW ¼; thence S89°51'51"E, 734.00 ft. on the north line of said NW 1/4 to the point of beginning; thence continuing S89°51'51"E, 945.00 ft. on said north line; thence S20°47'00"W, 359.06 ft.; thence N89°51'51"W, 818.00 ft. and parallel to said north line; thence N00°04'10"E, 336.00 ft. to said north line and the point of beginning, containing 6.8 acres more or less, which includes 0.71 acres more or less used for county road purposes.

Upon roll call, the vote was as follows:



# Fillmore County Board Minutes



November 12, 2013

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

The Chairman declared the motion carried.

## INMATE MEDICAL CLAIMS

County Clerk, Amy Nelson informed the Board that Bryan Medical Center has submitted several claims for inmate's medical needs.

After discussion, Noel moved and Neiman seconded the motion to deny all claims from Bryan Medical Center for clarification on some charges and to only allow payment at the Medicaid rate. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## SURPLUS ITEMS

After discussion, Noel moved and Yates seconded the motion to declare an assortment of computers, a desk, miscellaneous shelving, and other miscellaneous items surplus. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## ADJOURN

As there was no other business to come before the Board, Noel moved and Neiman seconded the motion to adjourn until 9:00 a.m., November 26, 2013. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

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Attest

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Chairman



# Fillmore County Board Minutes



November 26, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., November 26, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Yates, Galusha, Mueller, Neiman, 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 11:41 a.m.

## **MINUTES APPROVED**

Chairman of the Board, Cerny declared the minutes of the November 12, 2013 Board meeting were approved as presented.

## **JUVENILE SERVICES**

Carissa Uhrmacher with the South Central Partnership Regional Consortium informed the Board that the nine (9) counties (Adams, Clay, Franklin, Harlan, Kearney, Nuckolls, Phelps, Webster, and Fillmore) would be receiving \$204,226.00 Juvenile Services County Aid.

After discussion, Yates moved and Noel seconded the motion to approve the Memorandum of Understanding Regarding County Aid Juvenile Services County Aid Funding with the other counties. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## **DRIVEWAY PERMIT**

Mueller moved and Neiman seconded the motion to approve the following driveway permit:

Larry Schepers & L & K Land, Inc. – install a 40 ft. driveway on the west side of the SW ¼, Section 18-7-1, Liberty Township.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## **CLEAN SILT PERMIT**

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

Larry Roush Trust – clean silt from the south side of the SE ¼, Section 7-5-4, Bryant Township.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

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



# Fillmore County Board Minutes



November 26, 2013

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

Darlene Hafer Estate – install a gas line between the SW ¼, Section 3-7-2 and the NW ¼, Section 10-7-2 and then the NW ¼, Section 10-7-2 and the NE ¼, Section 9-7-2, Madison 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 Neiman

Nays: None

The Chairman declared the motion carried.

## **ROAD K GRADING DISCUSSION**

Dan Ackland requested that the Board improve Road K between Sections 20 & 29, Madison Township as he is establishing a residence near this location. Doug Hafer with Madison Township was present and informed the Board that the township would assist in the cost of bringing the road to specifications to be turned over to the County in the spring, but didn't want to waste any money to put gravel on it before winter. After discussion, the Board informed Dan that due to the time of year that it would not be possible to bring the road up to the standard for a gravel road until spring.

## **COUNTY ATTORNEY SECRETARY**

Deputy County Attorney, Howard Ach requested that the Board review the possibility of hiring the current County Attorney Secretary as a County employee in the near future. After discussion, Cerny and Noel will have a meeting with the County Attorney, Deputy County Attorney, and Secretary and bring back a recommendation at a future Board meeting.

## **SOUTHEAST COMMUNITY COLLEGE**

Jack Huck, President of the Southeast Community College presented the 2012/2013 annual report to the Board. Jack said that out of the 1,770 graduates that 1,098 received jobs within Nebraska and 846 of them received jobs within the Southeast Region (Saunders, York, Seward, Lancaster, Cass, Fillmore, Saline, Gage, Otoe, Johnson, Nemaha, Thayer, Jefferson, Pawnee, and Richardson).

## **ADULT DRUG COURT**

Christy Rivers, Drug Court Coordinator informed the Board that Thayer County has requested to be a part of the Southeast Nebraska Adult Drug Court.

After discussion, Mueller moved and Capek seconded the motion to approve the "Addendum to Interlocal Agreement 2013/2014" with the Southeast Nebraska Drug Court. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **SECTION 125 AMENDMENT**

After discussion, Capek moved and Yates seconded the motion to approve the amendment to the Section 125 plan to allow employees beginning with year 2013 that would allow the employees to carryover \$500.00 from the previous plan year with the October 31, 2013 "use it or lose it" rule change. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.





# Fillmore County Board Minutes



November 26, 2013

## CLAIMS

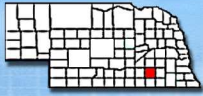
The claims were presented for payment. The following abbreviations describe the expenditures: Equip – equipment, HDM's – home delivered meals, Insur – insurance, Main – maintenance, Mtgs – meetings, Mile – mileage, Misc – miscellaneous, Post – postage, Pro – proceedings, Rep – repairs, Ret – retirement, Ser – service, SS – social security, Sup – supplies, Uti – utilities, Wksh – workshop expense.

### GENERAL FUND:

Academic Booster Club	Misc	40.00
Aging Partners	Budget request	15,124.00
AMSAN	Sup	170.22
Blue Cross Blue Shield of Nebraska	Insur	25,751.16
Bottorf & Maser, Attorney at Law	Ser, Mile	313.25
Marilyn Christianity	Ret	25.00
Diebold, Inc.	Main	225.00
Judy Dondlinger	Ser	144.00
Eakes Office Plus	Sup	97.65
Earls Window Service	Ser	12.00
Merlin Ehmen	Ret	22.00
Fillmore County Hospital	Ser	35.00
Fillmore County Treasurer	Transfer	20,000.00
First Concord Group, Inc.	Insur	1,685.66
Geneva Home Center	Sup	525.20
Geneva State Bank	SS	7,318.93
GIS Workshop	Main	1,750.00
Norma Gregory	Ret	25.00
Halbur Electric, LLC	Sup	104.47
Hilty's	Sup	49.00
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Uti	2,846.74
Madison National Life Insurance Co.	Insur	8.01
MailFinance	Ser	302.24
Ann H. McDonald	Ret	18.00
Mel's Automotive	Rep	106.35
MIPS, Inc.	Ser	628.18
Rich Mueller / Thomas Biegert	Rent	700.00
Nebraska Association of County Officials	Wksh	1,320.00
Nebraska Public Power District	Uti	1,765.87
Proforma	Sup	329.78
Region V Systems	EPC	496.00
Retirement Plans Division of Ameritas	Ret	6,753.90
Southeast District Assessor's Association	Dues	20.00
Secretary of State Rules & Regulations	Ser	20.00
State of Nebraska AS Central Services	Ser	61.25
State of Nebraska Dept. of Correctional Ser	Boarding Prisoners	1,794.66
State of Nebraska Health & Human Serv.	Patient care	186.00
Thayer County Extension Office	Wksh	40.00
Total Funds by Hasler	Post	700.00
UN – L IS-Telecommunications	Uti	5.13
US Bank CPS	Post, Wksh	93.60
Brandy VanDeWalle	Wksh, Mile, Uti	123.82
Verizon Wireless	Uti	571.88
Payroll	Salaries	101,170.64

### ROAD/BRIDGE FUND:

Rex Bahe	Ret	25.00
Biegert Construction Company	Rep	338.00
Blue Cross Blue Shield of Nebraska	Insur	13,590.89
Dorchester Farmers Coop	Fuel	2,725.10



# Fillmore County Board Minutes



November 26, 2013

Geneva Home Center	Parts, Sup	143.84
Geneva State Bank	SS	3,932.89
Grafton Mini Mart	Fuel	86.65
Grafton Oil, Inc.	Fuel	632.00
Halbur Electric, Inc.	Rep	295.00
John Deere Financial	Parts, Sup	186.79
Lichti Oil	Fuel	17,160.70
M & B Business Machine Service	Sup, Main	610.00
Nebraska Association of County Officials	Wksh	120.00
Nebr Iowa Industrial Fasteners Corp.	Sup	197.74
Nebraska Public Power District	Uti	288.17
Newman Traffic Signs	Sup	441.95
NMC Exchange, LLC	Parts, Ser	6,756.10
Perennial Public Power District	Uti	84.28
R & R Services	Ser	437.50
Retirement Plans Division of Ameritas	Ret	3,515.49
Speece Lewis Engineers	Ser	10,348.80
US Bank, CPS	Post	4.86
Verizon Wireless	Ser	88.38
Village of Fairmont	Uti	17.49
Payroll	Salaries	52,423.15

## **SHERIFF – SPECIAL LAW ENFORCEMENT FUND:**

Geneva State Bank	SS	258.57
Retirement Plans Division of Ameritas	Ret	261.95
Payroll	Salaries	3,380.00

## **ECONOMIC DEVELOPMENT – TOURISM FUND:**

Enterprise Publishing	Ads	574.00
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## **INHERITANCE TAX FUND:**

Carolyn Ackerman Estate	Refund	1,690.00
NMC Exchange, LLC	Equip	201,777.00
US Bank CPS	Sup	846.03

## **E911 COMMUNICATIONS FUND:**

Nebraska Public Power District	Uti	191.86
Windstream	Uti	1,047.71

## **CLAIMS APPROVED**

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

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

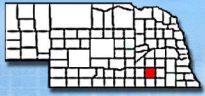
The Chairman declared the motion carried.

## **ADJOURN**

As there was no other business to come before the Board, Mueller moved and Noel seconded the motion to adjourn until 9:10 a.m., December 10, 2013. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.



# Fillmore County Board Minutes



November 26, 2013

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Attest

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Chairman



# Fillmore County Board Minutes



December 10, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:07 a.m., December 10, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Yates, Galusha, Mueller, and Neiman. Noel 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 12:08 p.m.

## MINUTES APPROVED

Chairman of the Board, Cerny declared the minutes of the November 26, 2013 Board meeting were approved as presented.

## FEE REPORTS

Mueller moved and Galusha seconded the motion to approve the fee reports for the month of November 2013:

**County Clerk \$4,032.84 (State \$1,781.55 & County \$2,251.29)**  
**Clerk of the District Court \$667.03**  
**Sheriff \$1,779.65**

Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, and Neiman  
Nays: None

The Chairman declared the motion carried.

## DRIVEWAY PERMIT

Capek moved and Neiman seconded the motion to approve the following driveway permit:

Griffiths Trust – remove existing driveway on the west side of the SW ¼, Section 11-6-2, Chelsea Township.

Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates and Neiman  
Nays: None

The Chairman declared the motion carried.

## CLEAN SILT PERMITS

Mueller moved and Neiman seconded the motion to approve the following clean silt permits:

Alan Songster – clean silt along the north side of the NE ¼, Section 31-8-1, Exeter Township,  
Griffiths Trust – remove a driveway and clean silt from the west side of the SW ¼, Section 11-6-2, Chelsea Township.

Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Neiman, and Cerny  
Nays: None

The Chairman declared the motion carried.



# Fillmore County Board Minutes



December 10, 2013

## OCCUPY COUNTY RIGHT-OF-WAY PERMITS

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

Source Gas Distribution, LLC – install a natural gas line between the NE ¼, Section 12-7-2 and the SE ¼, Section 1-7-2, Madison Township. Source Gas Distribution, LLC 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.

Source Gas Distribution, LLC – install a natural gas line between the SE ¼, Section 12-7-2 and the NE ¼, Section 13-7-2, Madison Township. Source Gas Distribution, LLC 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, Neiman, Cerny, and Mueller

Nays: None

The Chairman declared the motion carried.

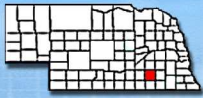
## CLAIMS

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:

Howard F. Ach	Rent, Post, Wksh, Uti	3,723.80
Action Auto Supply	Sup	117.72
Axis Capital, Inc.	Ser	249.00
Black Hills Energy	Uti	971.78
Bottorf & Maser, Attorney	Ser, Mile	764.50
Brothers Equipment, Inc.	Equip	1,895.00
Megan Burda	Lodging, Wksh	655.92
Capital Business Systems, Inc.	Sup	131.85
Central Nebraska Refrigeration	Rep	973.99
Century Lumber Center	Sup	22.95
City of Geneva	Uti	417.10
City of York	RAP	4,328.25
Constellation Energy	Uti	14.49
Dugan Business Forms	Sup	445.47
Eakes Office Plus	Sup	355.66
Earls Window Service	Ser	6.00
Exeter Senior Center	USDA, Misc	350.16
Fairmont Aging Services	USDA, Misc	1,843.48
First Concord Benefits, LLC	Insur	828.76
The Friend Sentinel	Dues	30.00
Geneva Senior Center	USDA, Misc, HDM	2,809.07
Geneva Tire Pros	Rep	26.50
Geneva Welding & Supply, Inc.	Sup	90.00
Hometown Leasing	Ser	703.34
ICS Jail Supplies, Inc.	Sup	125.76
Steve Julich	Post	24.18
Kopchos Sanitation, Inc.	Ser	136.50
Lawson Products, Inc.	Sup	262.96
Madison National Life Insurance Co.	Insur	182.61
Microfilm Imaging Systems, Inc.	Ser	75.00
Midwest Storage Solutions	Equip	19,876.00





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MIPS, Inc.	Ser	2,936.83
Nebraska Emergency Medicine, PC	Ser	140.80
The Nebraska Signal	Ads, Proc	552.02
Nebraska Weed Control Association	Dues	200.00
Nick's Farm Store Co.	Sup	2.56
Barb Nunns	Ser	225.00
O'Keefe Elevator Company, Inc.	Main	237.45
Precision Signs & Graphics	Sup	10.00
R & R Services	Ser	150.00
Saline County Clerk	NE Drug Court Dues	2,496.00
Service Press	Sup	190.00
Shell Fleet Plus	Fuel	2,053.61
Skalka & Baack Law Firm	Ser	423.05
State of Nebraska AS Central Finance	Ser	448.00
State of Nebraska Public Health Env. Lab	Ser	105.00
Sullivan Shoemaker, PC, LLO	Ser	1,122.00
Total Funds by Hasler	Post	1,400.00
University of Nebraska Pesticide Safety Ed	Wksh	60.00
US Bank CPS	Fuel, Main	281.25
Brandy VanDeWalle	Uti, Mile	41.50
Windstream	Uti	1,369.00
Woodward's Disposal Service, Inc.	Ser	75.00

## **ROAD/BRIDGE FUND:**

All Road Barricade, Inc.	Sup	195.14
Auto Value Parts Stores	Parts, Sup	474.05
Black Hills Energy	Uti	415.61
Century Lumber Center	Sup	40.96
City of Geneva	Uti	66.60
Dorchester Farmers Coop	Fuel	179.97
Geneva Implement Co., Inc.	Parts	310.28
Geneva Tire Pros	Rep	486.14
Geneva Welding & Supply, Inc.	Parts, Rep	1,265.23
Grafton Oil, Inc.	Fuel	2,577.15
GUS Construction	Culvert project	129,480.14
Inland Truck Parts Co.	Rep	2,579.44
Kaiser Auto Supply, LLC	Parts, Sup	665.43
Kopchos Sanitation, Inc.	Ser	45.00
Lichti Oil	Parts, Fuel	5,824.81
Madison National Life Insurance Co.	Insur	85.27
MIPS, Inc.	Ser	122.20
Moses Motor Company	Parts	137.28
Nebr Iowa Industrial Fasteners Corp.	Sup	100.71
Nichols Construction	Gravel	40,705.99
Nick's Farm Store Co.	Parts, Sup	129.70
Office Depot Credit Plan	Sup	374.90
Perennial Public Power District	Uti	58.46
Power Plan	Parts, Rep	4,521.81
Donna Saltzman	Ser	110.00
Shell Fleet Plus	Fuel	2,251.49
Surplus Center	Parts	363.44
Village of Grafton	Uti	26.19

## **INHERITANCE TAX FUND:**

Fillmore County Treasurer	Transfer	200,000.00
Woods & Aitken, LLP	Ser	500.00

## **ROAD BOND FUND:**

UMB Bank, NA	Ser	170.05
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# Fillmore County Board Minutes



December 10, 2013

## **AG SOCIETY BUILDING FUND:**

JP Morgan Chase Bank	Intersect	7,828.50
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## **HOSPITAL OPERATING FUND:**

Fillmore County Hospital	Nov. taxes	275.24
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## **E911 COMMUNICATIONS FUND:**

Lichti Oil	Fuel	69.91
Platte Valley Communications	Rep	339.75
Windstream	Uti	929.92

## **CLAIMS APPROVED**

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

Ayes: Capek, Neiman, Cerny, Mueller, and Galusha

Nays: None Abstaining due to conflict of interest: Yates

The Chairman declared the motion carried.

## **MAXIMUS DISCUSSION**

Donald Workman, Principal Consultant with Maximus Consulting Services, Inc. gave a presentation to the Board regarding the Indirect and Direct Cost Allocation that they have performed for Fillmore County over the last 20 plus years.

After discussion, Yates moved and Mueller seconded the motion to approve the Professional Consulting Services agreement with Maximus Consulting Services, Inc. for fiscal years 2013, 2014, and 2015 for a yearly fee of \$4,200.00. Upon roll call, the vote was as follows:

Ayes: Yates, Neiman, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the motion carried.

## **SUB-RECIPIENT AGREEMENT WITH FILLMORE COUNTY DEVELOPMENT CORP.**

Jen Olds and Jim Warrelman, with Southeast Nebraska Development District presented a Sub-recipient agreement between the Fillmore County Development Corp (FCDC) and the County for the Nebraska Affordable Housing Trust Funds. Patt Lentfer, Director of FCDC was present for the discussion.

After discussion, Neiman moved and Capek seconded the motion to approve and sign the Sub-recipient Agreement with FCDC for the Nebraska Affordable Housing Trust Funds. Upon roll call, the vote was as follows:

Ayes: Neiman, Cerny, Mueller, Galusha, Capek, and Yates

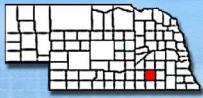
Nays: None

The Chairman declared the motion carried.

## **SALINE COUNTY WIND ASSOCIATION DISCUSSION**

David Vavra, Chairman and Darrel Hayek, Vice Chairman of the Saline County Wind Association, LLC gave a presentation to the Board regarding the process of starting a wind farm. They represent the landowners and were supplying information to the Board regarding all the steps from start to finish of a wind farm. Crystal Vavra, Planning & Zoning Administrator and Patt Lentfer with FCDC were also present for the discussion.

## **JAIL INSPECTION**



# Fillmore County Board Minutes



December 10, 2013

Board members reported that the jail inspection was completed and in good order.

## ADJOURN

As there was no other business to come before the Board, Galusha moved and Yates seconded the motion to adjourn until 9:10 a.m., December 23, 2013. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, and Neiman.

Nays: None

The Chairman declared the motion carried.

\_\_\_\_\_  
Attest

\_\_\_\_\_  
Chairman



# Fillmore County Board Minutes



December 23, 2013

The Fillmore County Board of Supervisors convened in open and public session at 9:12 a.m., December 23, 2013, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Galusha, Mueller, Neiman and Noel. Yates 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 11:51 a.m.

## MINUTES APPROVED

Chairman of the Board, Cerny declared the minutes of the December 10, 2013 Board meeting were approved as presented.

## OCCUPY COUNTY RIGHT-OF-WAY PERMIT

Noel moved and Capek seconded the motion to approve the following occupy county right-of-way permit:

Darrel Hughes – install an electrical line between the NE ¼, Section 29-7-3 and the SE ¼, Section 22-7-3, 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.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## OTHER ROAD DEPARTMENT ITEMS

Highway Superintendent, Pat Halbur requested to change the bid letting schedule to 2014/2015 to bid equipment in the fall and then projects in February or March to be completed by June 15<sup>th</sup> of each year. After discussion, Board agreed that would be better schedule due to tax collection.

## 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:

All Around Lawn Care	Ser	30.00
Blue Cross Blue Shield of Nebraska	Insur	25,751.16
Central Nebraska Refrigeration	Rep	120.00
Chaney Chemical, Inc.	Sup	565.25
Comfort Inn West	Lodging	215.97
Corner Stop	Fuel	547.39
Diode Technologies	Sup	99.80
Eakes Office Plus	Sup	1,380.33
Larry Eichelberger	Sup	17.80
Sharon Elznic	Mtgs, Mile	92.46
Erdkamp Motors	Rep	988.00
Exeter Care Center	HDM's	393.75
Fillmore County Development Corp.	Budget request	10,000.00
Fillmore County Hospital	Ser	224.02



# Fillmore County Board Minutes



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First Concord Group, Inc.	Insur, Ser	731.49
Geneva Broadband, LLC	Uti	87.97
Geneva Home Center	Sup	402.31
Geneva State Bank	SS	3,753.94
Geneva Super Foods	Sup	401.54
Geneva TV & Appliance, Inc.	Rep	50.00
Matt Harre	Mtgs, Mile	99.24
Hilton Omaha	Lodging	3,210.00
JEO Consulting Group, Inc.	Ser	491.25
Kalkwarf & Smith Law Offices	Ser, Wksh	5,704.06
Dean Kassik	Mtgs, Mile	63.90
Stephen J. Kraviec	Ser, Post	1,694.78
Lancaster County Sheriff	Ser	20.38
Madison National Life Insurance Co.	Insur	8.01
Mailfinance	Ser	302.24
Mid-American Research Chemical	Sup	332.63
Milligan Towing	Ser	125.00
MIPS, Inc.	Sup	27.46
Morley Most	Mtgs, Mile	66.16
Nebraska Association of County Officials	Dues	1,608.79
Nebraska Public Power District	Uti	2,532.81
Reg Noel	Mtgs, Mile	63.90
Retirement Plans Division of Ameritas	Ret	3,492.55
Robbie Petersen	Mile	26.56
RR Donnelley	Sup	50.88
Southeast Nebraska Development District	Ser	3,125.63
Secretary of State Rules and Regulations	Ser	20.00
Jason Shiley	Ser	18.00
Sirchei	Sup	47.99
Skalka & Baack Law Firm	Ser, Mile	1,164.64
State of Nebraska AS Central Services	Ser	51.60
State of Nebraska – Dept. of Labor	Ser	100.00
State of Nebraska Health & Human Service	Nov. Patient Care	180.00
State of Nebraska Public Health Env. Lab.	Ser	105.00
Allan Stuckey	Mtgs, Mile	63.90
Total Funds by Hasler	Post	700.00
Unifirst Corp.	Ser	135.82
UN-L IS-Telecommunications	Uti	8.05
US Bank, CPS	Post, Meals	435.88
Carroll L. Verhage, MD	Ser	1,098.00
Verizon Wireless	Uti	570.15
Robert Waltrip	Mtgs, Mile	63.90
Weaver Pharmacy	Sup	31.38
Lynn Yates	Mile	19.78
Payroll	Salaries	51,831.58

## **ROAD/BRIDGE FUND:**

Action Auto Supply	Sup, Parts	87.07
Blue Cross Blue Shield of Nebraska	Insur	13,590.89
Casey's General Store	Fuel	88.06
City of Geneva	Sup	765.49
Commercial Construction, Inc.	Project	143,327.95
Contech Construction Products, Inc.	Culverts	15,907.20
Dorchester Farmers Coop	Fuel	3,838.20
Eakes Office Plus	Equip	475.08
Friesen Chevrolet, Inc.	Equip	27,950.00
Geneva Broadband, LLC	Uti	39.99
Geneva Home Center	Sup	168.82
Geneva State Bank	SS	2,048.89





# Fillmore County Board Minutes



December 23, 2013

Geneva Super Foods	Sup	11.97
Grafton Mini Mart	Fuel	75.17
Grafton Oil, Inc.	Fuel	1,317.12
Hilton Omaha	Lodging	236.00
Medical Enterprises, Inc.	Ser	129.00
Momar Inc.	Sup	228.28
Nebraska Public Power District	Uti	339.90
NMC Exchange, LLC	Parts, Ser	13,547.64
Perennial Public Power District	Uti	138.39
Platte Valley Communications, Inc.	Rep	301.00
Retirement Plans Division of Ameritas	Ret	1,830.65
Speece Lewis Engineers	Ser	5,223.43
Verizon Wireless	Uti	88.36
Village of Exeter	Uti	17.50
Village of Fairmont	Uti	31.43
Payroll	Salaries	27,282.64

## **ECONOMIC DEVELOPMENT – TOURISM FUND:**

Fillmore County Development Corp.	Post, Sup, Mile, Wksh, Admin	683.91
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## **SHERIFF – SPECIAL LAW ENFORCEMENT FUND:**

Geneva State Bank	SS	209.26
Retirement Plans Division of Ameritas	Ret	211.99
Payroll	Salaries	2,735.29

## **INHERITANCE TAX FUND:**

Fillmore County Treasurer	Transfer	200,000.00
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## **E911 COMMUNICATIONS FUND:**

Geneva Broadband, LLC	Uti	63.98
Nebraska Public Power District	Uti	175.66
Windstream	Uti	119.37

## **CLAIMS APPROVED**

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

Ayes: Neiman, Noel, Cerny, and Capek

Nays: Mueller, and Galusha

The Chairman declared the motion carried.

## **2012/2013 AUDIT**

After discussion, Mueller moved and Capek seconded the motion to accept the 2012/2013 Audit as presented from Contryman Associations, PC. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## **2015 TO 2018 SALARY DISCUSSION**

Board discussed with officials regarding setting salaries for the 2015 to 2018 term. Officials present were County Assessor, Lynn Mussman; County Treasurer, Barb Trapp; Clerk of the District Court, Peggy Birky; County Sheriff, Bill Burgess; County Attorney, Jill Cunningham; and Deputy County Attorney, Howard Ach.



# Fillmore County Board Minutes



December 23, 2013

## EXECUTIVE SESSION

Galusha moved and Neiman 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, and Neiman  
Nays: None

The Chairman declared the motion carried and requested that the County Attorney, Deputy County Attorney, and County Clerk remain. Executive session began at 11:00 a.m.

## RETURN TO REGULAR SESSION

Mueller moved and Capek seconded the motion to return to open session at 11:14 a.m. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Neiman, and Noel  
Nays: None

The Chairman declared the motion carried.

## COUNTY ATTORNEY SECRETARY

After discussion, Neiman moved and Noel seconded the motion that the current County Attorney secretary will become a County employee effective December 30, 2013 with full time benefits as already budgeted. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Neiman, Noel, and Cerny  
Nays: None

The Chairman declared the motion carried.

## ADJOURN SINE DIE

As there was no other business to come before the Board, they adjourned sine die until January 7, 2014 at 9:10 a.m.

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Attest

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Chairman