

Fillmore County Board Minutes



January 5, 2023

Reorganization Meeting

The Fillmore County Board of Supervisors convened to reorganize, as required by statute, in open and public session at 9:21 a.m. on January 5, 2023, in the Courthouse Boardroom in Geneva, Nebraska. Members present were Noel, Neiman, Graham, Sluka, Cerny, Harre, and Lightwine. The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication. A copy of the publication is on file in the County Clerk's office. All proceedings hereinafter shown were taken while the convened meeting was open to the public. Agenda was approved as presented. The Chairman noted that the public meeting guidelines are posted as required by law and available for public distribution if requested. The reorganization meeting adjourned at 9:56 a.m.

NOMINATIONS OF CHAIRMAN

The first order of business was the election of Chairman for the year 2023. County Clerk called for nominations for Chairman of the Fillmore County Board of Supervisors. Neiman nominated Wade Sluka and Harre seconded the nomination.

With no other nominations, Graham moved and Lightwine seconded the motion that the nominations cease for Chairman of County Board of Equalization.

Upon roll call, the vote was as follows:

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

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

ELECTION OF CHAIRMAN

Graham moved and Neiman seconded the motion to elect Wade Sluka as the Chairman of the Fillmore County Board of Equalization. Upon roll call, the vote was as follows:

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

The County Clerk as acting temporary Chairman declared the motion carried and announced that Wade Sluka has been elected as Chairman of the Fillmore County Board of Supervisors and turned the meeting over to the Chairman.

NOMINATIONS AND ELECTION FOR VICE CHAIRMAN

Chairman Sluka called for nominations for Vice Chairman of the Fillmore County Board of Equalization. Harre nominated Ralph Graham and Lightwine seconded the nomination.

With no other nominations, Lightwine moved and Cerny seconded the motion that nominations cease for Vice Chairman of the County Board of Equalization.

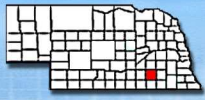
Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

ELECTION OF VICE CHAIRMAN

Harre moved and Cerny seconded the motion to elect Ralph Graham as the Vice Chairman of the Fillmore County Board of Equalization. Upon roll call, the vote was as follows:



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

The Chairman declared that Ralph Graham would be Vice-Chairman of the Fillmore County Board of Equalization.

NAMING OFFICIAL BANK DEPOSITORIES

Harre moved and Graham seconded the introduction of the following resolution:

RESOLUTION 2023 - 01

BE IT RESOLVED by the Fillmore County Board of Supervisors that the Generations Bank of Exeter, the Heartland Bank of Geneva, Shickley, Grafton, and Fairmont, the York State Bank of York and Geneva, the Cornerstone Bank of York and Geneva, the Farmers and Merchants Bank of Milligan and the First Bank of Utica – Milligan branch, 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: Cerny, Graham, Harre, Lightwine, Neiman, Noel, and Sluka
Nays: None

The Chairman declared the resolution adopted.

AUTHORIZED INVESTMENTS

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

RESOLUTION 2023 - 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: Cerny, Graham, Harre, Lightwine, Neiman, Noel, and Sluka
Nays: None

The Chairman declared the resolution adopted.

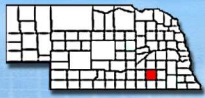
DEPOSIT OF SURPLUS FUNDS

Lightwine moved and Graham seconded the introduction of the following resolution:

RESOLUTION 2023 - 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



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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:

Cornerstone Bank	\$ 3,000,000.00
Generations Bank of Exeter	\$ 3,865,032.11
Heartland Bank of Geneva, Shickley, Grafton, and Fairmont	\$ 78,654,514.30
York State Bank & Trust Company of Geneva & York	\$ 19,959,901.64
Farmers and Merchants Bank of Milligan	\$ 18,646,462.29
First Bank of Utica – Milligan Branch	\$ 8,508,862.46

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 2023, 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 \$250,000.00 covered and protected by the Federal Deposit Insurance Corporation. Bonds shall be required of all banks and capital stock financial institutions for such excess deposit unless security is given in accordance with Section 77-2318.01, Revised Statutes of Nebraska.

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

CLAIMS APPROVAL

Neiman moved and Noel 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, Harre, Lightwine, Neiman, Noel, and Sluka
Nays: None

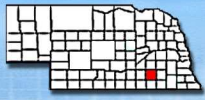
The Chairman declared the motion carried.

PURCHASING SUPPLIES/EQUIPMENT

Cerny moved and Lightwine seconded the motion requiring all officials (elected or appointed) when purchasing any equipment or supplies costing \$10,000.00 or more even if included in their budget to submit to the entire Board for review. All data processing equipment must be purchased through the County Clerk's office. All lease agreements, maintenance contracts, and equipment rental agreements must be reviewed and approved by the entire Board. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.



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LEGAL NEWSPAPER AND WEBSITE

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

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

Nays: Harre

The Chairman declared the motion carried.

PUBLIC HEALTH BOARD

Harre moved and Lightwine seconded the motion to appoint the County Attorney, Jill Cunningham; County Sheriff, Steven Roemmich; County Clerk, Amy Nelson; County Mortician, Shaun Farmer; Chairman of the Board of Supervisors, Sluka; Emergency Manager, Jean Engle; County Board representative to Public Health Board, and Fillmore County Hospital CEO, to the Fillmore County Public Health Board for a one-year term beginning January 1, 2023 and ending December 31, 2023. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

ROAD REPORTS TO SUPERVISORS

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

Nays: None

The Chairman declared the motion carried.

REPRESENTATIVE FOR REGION V

Neiman moved and Graham seconded the motion to appoint Harre as the representative for the Region V Board beginning January 1, 2023 and ending December 31, 2023 with Graham being the alternate. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

COUNTY PHYSICIAN

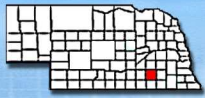
Harre moved and Cerny seconded the motion to appoint the acting Hospital Chief of Staff as the County Physician. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

REPRESENTATIVE TO FILLMORE COUNTY HOSPITAL BOARD



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Lightwine moved and Cerny seconded the motion to appoint Graham as a nonvoting member to the Fillmore County Hospital Board and Neiman as the alternate beginning January 1, 2023 and ending December 31, 2023. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

FILLMORE COUNTY DEVELOPMENT CORPORATION BOARD MEMBER

Cerny moved and Neiman seconded the motion to appoint Sluka as a board member (voting) and Lightwine as the alternate of the Fillmore County Development Corporation beginning January 1, 2023 and ending December 31, 2023. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

REPRESENTATIVE FOR BLUE VALLEY COMMUNITY ACTION BOARD

Harre moved and Lightwine seconded the motion to appoint Neiman as the representative to the Blue Valley Community Action Board beginning January 1, 2023 and ending December 31, 2023. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

REPRESENTATIVE FOR THE RC & D BOARD

Lightwine moved and Neiman seconded the motion to appoint Cerny as the representative and Graham as the alternate to the RC & D Board beginning January 1, 2023 and ending December 31, 2023. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

SOUTHEAST NEBRASKA DEVELOPMENT DISTRICT

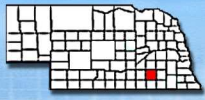
Cerny moved and Lightwine seconded the motion to appoint Graham as the representative and Noel as the alternate to the Southeast Nebraska Development District Board beginning January 1, 2023 and ending December 31, 2023. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

DEPARTMENT HEAD APPOINTMENTS



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Graham moved and Harre seconded the motion to reappoint the following appointed department heads for one year beginning January 1, 2023: Emergency Manager, Jean Engle; Senior Services Director, Brenda Motis; and Noxious Weed Superintendent, Todd Boller. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

HIGHWAY SUPERINTENDENT APPOINTMENT

Graham moved and Noel seconded the motion to reappoint the Highway Superintendent, Patricia A. Halbur, #S-1499 for one year beginning January 1, 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

SPECIAL DESIGNATED LIQUOR LICENSE

Lightwine moved and Graham seconded the motion to appoint the County Clerk as the agent to authorize special designated liquor licenses. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

CONTRACT WITH HIGHWAY 41 EXPRESS

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

RESOLUTION 2023 - 04

WHEREAS, Kenny Harre is a member of the Board of Supervisors of Fillmore County, Nebraska;

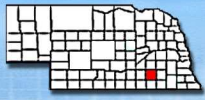
WHEREAS, Kenny Harre is an owner of the business operated in Milligan, Fillmore County, Nebraska under the name of Highway 41 Express; and

WHEREAS, the County of Fillmore on a regular basis does business with Highway 41 Express;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Fillmore County, Nebraska does hereby approve the purchase of merchandise and material from Kenny Harre doing business as Highway 41 Express, and the sale by Kenny Harre 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 a representative of the County of Fillmore from Highway 41 Express, or contracts for the purchase of any material, which ledger contains the following information as provided in 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.



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Upon roll call, the vote was as follows:

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

Nays: None Abstaining due to conflict: Harre

The Chairman declared the resolution adopted.

CONTRACT WITH HARRE SEED AND SERVICES

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

RESOLUTION 2023 - 05

WHEREAS, Kenny Harre is a member of the Board of Supervisors of Fillmore County, Nebraska;

WHEREAS, Kenny Harre is an owner of the business operated in Milligan, Fillmore County, Nebraska under the name of Harre Seed and Services; and

WHEREAS, the County of Fillmore on a regular basis does business with Harre Seed and Services;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Fillmore County, Nebraska does hereby approve the purchase of merchandise and material from Kenny Harre doing business as Harre Seed and Services, and the sale by Kenny Harre 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 Harre Seed and Services, or contracts for the purchase of any material, which ledger contains the following information as provided in 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: Cerny, Graham, Lightwine, Neiman, Noel, and Sluka

Nays: None Abstaining due to conflict: Harre

The Chairman declared the resolution adopted.

NIRMA CONTACT PERSON

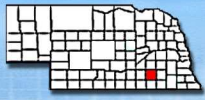
Graham moved and Neiman seconded the appointment of Amy Nelson, County Clerk as the NIRMA Contact Person. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

MILEAGE RATE



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After discussion, Cerny moved and Lightwine seconded the motion to adopt the 2023 IRS mileage rate \$0.655 per mile, motorcycle \$0.635 per mile, and a privately-owned aircraft \$1.74 per mile, and \$0.695 per mile for the Sheriff's office to serve papers effective January 1, 2023. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

AUTHORIZING BOARD CHAIRMAN AND COUNTY CLERK TO ACT ON BEHALF OF THE BOARD

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

RESOLUTION 2023 – 06

WHEREAS, the County Board of Supervisors meet the second and fourth Tuesday of every month;

WHEREAS, the salary of all county employees are paid every other week and the payments of such salaries must be approved prior to the issuance of such pay checks; and

WHEREAS, although the Board shall not hold regular meetings in between the second and fourth Tuesday of every month, the activities of County government shall continue and certain claims, warrants and payment of salaries must be acted upon every other week; and

WHEREAS, since the salaries of the employees of the County of Fillmore are paid every other week and the County Board must approve the payment of the wages of the county employees prior to the preparation and issuance of such payments which approval by the County Board is not possible in light of the fact that the County Board only meets on the second and fourth Tuesday of every month; and

WHEREAS, in order to pay the wages of the employees of the County of Fillmore every other Friday, it will be necessary for at least one member of the County Board and the County Clerk to approve the issuance of the payment of wages prior to the preparation and issuance of such paychecks irrespective of whether the approval is made on the second and fourth Tuesday of every month.

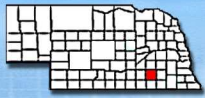
WHEREAS, pursuant to Neb. Rev. Stat. §23-103, the powers of the County as a body corporate and politic are exercised through the County Board; and

NOW, THEREFORE, BE IT RESOLVED BY THE FILLMORE COUNTY BOARD OF SUPERVISORS THAT, PURSUANT TO THE STATUTORY AUTHORITY OF THIS Board as set forth above, the Chairman of the Fillmore County Board of Supervisors and the Fillmore County Clerk, in between the second and fourth Tuesday of every month, are hereby authorized to prepare claims and issue warrants for the following expenditures, as this Board has previously approved such expenditures through budget approval, approval of contracts, and related processes:

1. Payroll and associated expenses;
2. Utilities;
3. Lease payments;
4. Contract and/or other installment payments which have been contracted for or authorized by action of this Board;

The aforementioned individuals have no authority to conduct County business beyond that stated above. Payments pursuant to paragraphs 1 through 4 above of this Resolution may only be made in those instances when required by law or enforceable contractual obligations. Any other action may only be undertaken by the Board either in an Emergency Meeting, when such meeting has been called or convened pursuant to Neb. Rev. Stat. §84-1411, or pursuant to a meeting convened by the County Clerk pursuant to Neb. Rev. Stat. §23-154.

The above and foregoing Resolution was duly approved by a vote of the Fillmore County Board of Supervisors at a public meeting duly held in accordance with applicable law on this 5th day of January, 2023 and shall remain enforceable until such Resolution has been revoked.



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Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the resolution adopted.

HOSPITAL BUILD AMERICA BONDS

Noel moved and Graham seconded the motion to authorize the Chairman and Vice-Chairman to sign Form 8038-CP for the Hospital Build America Bonds from January 1, 2023 to December 31, 2023. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

ADJOURNMENT OF REORGANIZATION MEETING

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

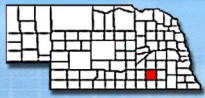
Ayes: Cerny, Graham, Harre, Lightwine, Neiman, Noel, and Sluka

Nays: None

The Chairman declared the motion carried.

Attest

Chairman



Fillmore County Board Minutes



January 10, 2023

The Fillmore County Board of Supervisors convened in open and public session at 9:05 a.m., January 10, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Neiman, Graham, Harre, Cerny, and Lightwine. The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication. 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 12:13 p.m.

MINUTES APPROVED

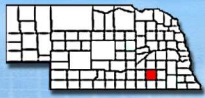
Chairman of the Board, Sluka declared the minutes from the December 27, 2022 and January 5, 2023, meeting approved as presented.

CLAIMS

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

GENERAL FUND:

Amazon Capital Services	Sup	88.80
Applied Connective Technologies	Ser	3,987.80
Bear Graphics, Inc.	Sup	456.12
Black Hills Energy	Uti	3,915.22
Blue Cross Blue Shield of Nebraska	Insur	67,745.09
Bockstadter & Glen Law, LLC	Ser	1,677.27
Jerry Chapman	Mile	45.00
City of Geneva	Uti	393.30
Clearlyfly	Uti	401.26
Contryman Associates, PC	Ser	14,900.00
Cornerstone Bank	SS	5,696.98
Gaylord Craddock	Mile	63.75
Crowne Plaza	Lodging	259.90
Jill Cunningham	Rent, Dues	281.34
Des Moines Stamp Manufacturing Co.	Sup	193.10
Dollar General – Regions 410526	Sup	20.15
Drivers License Guide Company	Sup	31.95
Eakes Office Solutions	Sup, Ser	814.12
Patricia I. Engle	Meal	15.92
Sharon Elznic	Mtgs, Mile	32.50
Farmers Cooperative	Fuel, Main, Rep	655.22
Fillmore County Clerk of the District Court	Fees	36.00
Fillmore County Court	Fees	574.58
Fillmore County Sheriff	Ser	18.67
First Concord Benefits Group, LLC	Ser, Insur	3,146.00
Geneva Building Supply	Rep	22.48
Geneva Tire and Auto, Inc.	Main, Rep	696.85
Richard Girmus	Mtgs, Mile	22.50
Glenwood Telecommunications	Uti	369.70
Matt Hafer	Mtgs, Mile	25.00
Hampton Inn	Lodging	2,399.00
Matt Harre	Mtgs, Mile	35.00
Dawn M. Henry	Rent	183.33
Kimberly J. Hirth	Rent	183.33
Deborah Hoarty	Mile	78.75
Hometown Leasing	Ser	1,543.77



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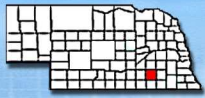


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Taylor Kahlandt	Mile	80.00
Dean Kassik	Mtgs, Mile	33.75
Kopchos Sanitation, Inc.	Uti	148.75
Stephen J. Kraviec	Ser, Post	1,888.73
Krueger Land Surveying	Ser	600.00
Lancaster County Sheriff	Ser	18.66
MIPS, Inc.	Ser	3,402.73
Morley Most	Mtgs, Mile	35.00
Murray Law, PC, LLO	Ser	1,434.50
Nebraska Association of County Assessors	Dues	60.00
Nebraska Association of County Officials	Wksh	315.00
Nebraska Association of Emergency Mngt	Dues	50.00
Nebraska Clerk of the District Court Assoc.	Wksh, Dues	125.00
Nebraska Cooperative Extension Assoc.	Wksh	20.00
Nebraska Department of Revenue	Sales tax	19.74
Nebraska Public Power District	Uti	772.95
The Nebraska Signal	Ads, Proc	366.64
Nick's Farm Store	Ser	33.65
Reg Noel	Mtgs, Mile	33.75
PIP Marketing Signs Print	Sup	330.68
PurFoods, LLC	Meals	312.50
Quadient, Inc.	Ser	162.00
Region V Services	budget request	2,621.00
Retirement Plans Division of Ameritas	Ret	5,344.13
Blaine Richards	Mile	30.00
Southeast District Assessor's Association	Dues	50.00
Skalka & Baack Law Firm	Ser	1,267.00
State of Nebraska DAS State Accounting	Ser	448.00
Thayer County Treasurer	Subscription	264.63
Thayer County Weed Control	Equip	1,000.00
Tremco Products, Inc.	Equip	141.90
Unifirst Corporation	Ser	476.64
US Bank CPS	Dues, Meal, Lodging, Post, Sup	359.39
Richard Walter	Mile	93.75
Gary Warren	Mile	37.50
Woods Aitken, LLP	Ser	91.50
Woodward's Disposal Service, Inc.	Ser	65.00
Payroll	Salaries	82,877.35

ROAD/BRIDGE FUND:

Auto Value Parts Stores	Parts, Sup, Main	634.32
Beatrice Sand and Gravel	Rock	8,346.83
Black Hills Energy	Uti	2,118.45
Blue Valley Door Co., Inc.	Equip	102,507.19
Clay County News	Ads	924.70
Cornerstone Bank	SS	2,622.72
Eakes Office Solutions	Sup	54.97
Erdkamp Motors	Rep	40.60
Farmers Cooperative	Fuel	1,592.37
Geneva Implement Co., Inc.	Parts	439.02
Geneva Tire and Auto, Inc.	Rep, Main, Tires	754.10
Geneva Welding & Supply, Inc.	Parts, Sup, Equip	470.96
Glenwood Telecommunications, Inc.0	Uti	64.95
Hampton Inn	Lodging	359.85
Hometown Leasing	Ser	156.13
J & A Traffic Products	Equip	6,270.00
Kopchos Sanitation, Inc.	Uti	55.00
Miller Seed & Supply Co., Inc.	Rep	72.95
MIPS, Inc.	Ser	147.20



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Nebraska Department of Revenue	Sales Tax	573.54
The Nebraska Signal	Ads	245.00
Nick's Farm Store Co.	Rep, Sup	71.48
NMC Exchange, LLC	Parts, Ser, Main	8,585.87
Perennial Public Power District	Uti	144.92
Power Plan	Parts	450.57
Retirement Plans Division of Ameritas	Ret	2,295.80
US Bank CPS	Ser, Fuel	39.27
Village of Fairmont	Uti	21.76
Village of Milligan	Uti	28.50
Village of Shickley	Uti	107.71
Windstream	Uti	171.95
Payroll	Salaries	34,725.90

REGISTER OF DEEDS PRESERVATION FUND:

MIPS, Inc.	Ser	148.48
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911 EMERGENCY MANGEMENT FUND:

Glenwood Telecommunications	Uti	64.95
Lichti Oil	Fuel	135.28

HOSPITAL OPERATING FUND:

Fillmore County Hospital	Taxes – Dec 2022	19,421.36
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CLAIMS APPROVED

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

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

The Chairman declared the motion carried.

SPARQ MEETING SOFTWARE

County Clerk, Amy Nelson informed the Board that the current Sparq meeting software they are using for their meetings would be eliminating Tier 1 which they are currently using as of April 2024 and would be required to use Tier 2 for an additional fee. After discussion, the Board agreed to remain on Tier 1 until April 2024.

NEBRASKA PUBLIC AGENCY INVESTMENT TRUST PRESENTION

Walker Zulkoski, Vice President, Investment Services with Nebraska Public Agency Investment Trust (NPAIT) gave a presentation to the Board; County Treasurer, Darcy Nun; Fillmore County Hospital CEO, Chris Nichols; and Fillmore County Hospital CFO, Stephanie Jacobsen. NPAIT was created over thirty years ago and is governed by Nebraska State Statutes. The Board will discuss this further at a later date.

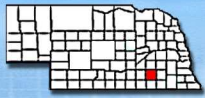
FILLMORE COUNTY HOSPITAL UPDATE

Chris Nichols, Chief Executive Officer and Stephanie Jacobsen, Chief Financial Officer gave a general update including the construction projects.

DISCUSSION REGARDING CLOSURE OR REPAIR OF TOWNSHIP ROADS

Highway Superintendent, Pat Halbur and the Board discussed the first three (3) miles within Geneva Township and requested that Pat check with utility company regarding easement. Will have further discussion at the next meeting.

OTHER ROAD DEPARTMENT DISCUSSION



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Don Bristol and Dillon White officers on the Exeter/Fairmont Township Board were present for discussion regarding a new house being built on Road 22 between Road C and Road D in Exeter Township. Highway Superintendent, Pat Halbur informed the Board that the County Surveyor has reviewed this area and there will need to be a complete survey on this due to the road not being straight. The township will have further discussion with the landowner and report to Highway Superintendent.

DISCUSSION REGARDING PORT-A-POTS

After discussion, Graham moved and Lightwine seconded the motion to allow the port-a-pots to be located either inside or outside of the different shop buildings, if located outside they need to be locked and secured. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

QUARTERLY MEETING WITH APPOINTED DEPARTMENT HEADS

Eric Johnson, Director Fillmore County Development; Brenda Motis, Senior Services Director; Nick Wollenburg, Veterans Service Officer; Jean Engle, Emergency Manager; and Todd Boller, Noxious Weed Superintendent gave their quarterly update to the Board.

EXECUTIVE SESSION

Sluka moved and Lightwine seconded the motion that the Fillmore County Board of Supervisors hold an executive session at this time pursuant to Section 84-1401, Reissue, Revised Statutes of Nebraska, 1943, for the protection of the public interest and consider in executive session pending litigation authorized by Statute to be discussed in executive session. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried and requested that NIRMA counsel Pam Bourne and County Clerk remain. Executive session began at 11:20 a.m.

RETURN TO REGULAR SESSION

Graham moved and Harre seconded the motion to return to open session at 11:28 a.m. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

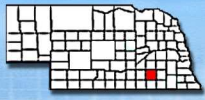
FEE REPORTS FOR DECEMBER 2022

After review, Neiman moved and Graham seconded the motion to approve the fee reports for December 2022 as presented:

County Clerk \$24,854.03 (State \$16,464.47 & County \$8,389.56)
Clerk of the District Court \$324.68
County Sheriff \$758.26

Upon roll call, the vote was as follows:

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



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Nays: None

The Chairman declared the motion carried.

APPOINTMENT OF COUNTY SURVEYOR

Harre moved and Cerny seconded the motion to appoint Tom Krueger as the County Surveyor for the four-year term beginning January 5, 2023 as there were no filings to be elected. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

DISCUSSION REGARDING PLANNING & ZONING ADMINISTRATOR POSITION

After discussion and review of very few applicants, the Board decided to open the position up again and will be advertising in a wider area.

LOVEGROVE ACRES

After review and discussion, Lightwine moved and Noel seconded the motion to approve the Lovegrove Acres Subdivision located in the SW $\frac{1}{4}$, Section 28, West Blue Township described as: a tract of land located in the Southwest Quarter of Section 28, Township 8 North, Range 3 West of the 6th P.M., Fillmore County, Nebraska, being described as follows: Commencing at the Southwest corner of said Southwest Quarter, this being the point of beginning; thence N01°41'23"W, on the West line of said Southwest Quarter, a distance of 583.00 feet; thence S87°34'33"E, a distance of 208.06 feet to the beginning of a curve concave to the Northwest having a radius of 1372.00 feet; thence Southeasterly on said curve, the chord of which bears S31°53'18"E, an arc distance of 308.00 feet; thence S02°02'39"E, a distance of 304.16 feet to the South line of said Southwest Quarter; thence S88°34'54"W, on said South line, a distance of 364.00 feet to the point of beginning containing 4.26 acres, more or less, including 0.69 acres, more or less, of County Road Right-of-Way.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

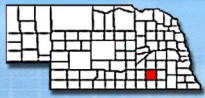
DEEPE SUBDIVISION

After review and discussion, Harre moved and Cerny seconded the motion to approve the Deepe Subdivision located in the NW $\frac{1}{4}$, Section 31, Belle Prairie Township described as: a tract of land located in part of the Northwest Quarter (NW $\frac{1}{4}$) of Section thirty-one (31), Township five (5) North, Range two (2) West of the 6th P.M., Fillmore County, Nebraska, and more particularly described as follows: commencing at the Northwest corner of said Northwest Quarter (NW $\frac{1}{4}$) of Section 31 and assuming the west line of said NW $\frac{1}{4}$ to have a bearing of S01°33'19"E; thence S01°33'19"E and on said West line NW $\frac{1}{4}$ a distance of 756.00 feet to the point of beginning, said point being a $\frac{3}{4}$ " rebar w/PSC; thence N87°57'04"E a distance of 298.62 feet to a $\frac{3}{4}$ " rebar w/PSC; thence S03°24'52"W a distance of 122.82 feet to a $\frac{3}{4}$ " rebar w/PSC; thence N89°02'24"E a distance of 86.00 feet to a $\frac{3}{4}$ " rebar w/PSC; thence S02°21'26"E a distance of 287.16 feet to a $\frac{3}{4}$ " rebar w/PSC; thence S87°57'42"W a distance of 378.00 feet to a $\frac{3}{4}$ " rebar w/PSC on said West line NW $\frac{1}{4}$; thence N01°33'19"W and on said West line NW $\frac{1}{4}$ a distance of 411.00 feet to the point of beginning. Said tract contains a calculated area of 3.31 acres, more or less, of which 0.31 acres, more or less, are occupied as County Road Right-of-Way.

Upon roll call, the vote was as follows:

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

Nays: None



Fillmore County Board Minutes



January 10, 2023

The Chairman declared the motion carried.

ADJOURN

As there was no other business to come before the Board, Graham moved and Neiman seconded the motion to adjourn until 9:00 a.m., January 24, 2023. Upon roll call, the vote was as follows:

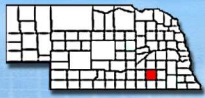
Ayes: Cerny, Graham, Harre, Lightwine, Neiman, Noel, and Sluka

Nays: None

The Chairman declared the motion carried.

Attest

Chairman



Fillmore County Board Minutes



January 24, 2023

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., January 24, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Neiman, Harre, Cerny, and Lightwine. Graham attending via zoom until 10:25 a.m. (non-voting). 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 12:05 p.m.

MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the January 10, 2023, meeting approved as presented.

EXECUTIVE SESSION

Noel moved and Lightwine seconded the motion that the Fillmore County Board of Supervisors hold an executive session at this time pursuant to Section 84-1401, Reissue, Revised Statutes of Nebraska, 1943, for the protection of the public interest and consider in executive session pending litigation authorized by Statute to be discussed in executive session. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried and requested that the County Clerk remain. Executive session began at 9:02 a.m.

RETURN TO REGULAR SESSION

Neiman moved and Lightwine seconded the motion to return to open session at 9:06 a.m. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

RURAL TRANSIT FUNDING FOR 2023 – 2025

Brenda Sherwin, Manager Fillmore County Rural Transit requested that the Board approve the funding for rural transit for 2023 – 2025 in the amount of \$20,000.00 per year as in previous years.

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

RESOLUTION #2023 – 07

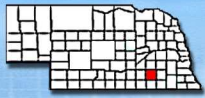
WHEREAS, There are federal funds available under Section 5311 of the Federal Transit Act and for the Nebraska Public Transportation Assistance Program, and

WHEREAS, Blue Valley Community Action Partnership desires to apply for said funds to be used to provide public transportation for Fillmore County,

NOW THEREFORE, BE IT RESOLVED: that the Fillmore County Board of Supervisors hereby commits \$20,000 a year for fiscal year 2023 – 2025, to Blue Valley Community Action Partnership to be used as a local share in providing the matching funds to operate the Fillmore County Rural Transit Service.

Upon roll call, the vote was as follows:

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



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Nays: None

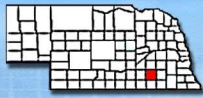
The Chairman declared the resolution adopted.

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:

Action Auto Supply	Sup	33.52
Amazon Capital Services	Sup	54.02
AT& T Mobility	Uti	2,290.97
Auto Value Parts Stores	Rep	71.97
B & J Automotive, LLC	Ser	145.00
Bixby Law Office	Ser	95.00
William Burgess	Prior Ser	84.00
Cedars	Ser	548.50
Cornerstone Bank	Ser, SS	5,807.03
Eakes Office Solutions	Sup	208.33
Exeter Senior Center	CASA & USDA Reim	537.80
Fairmont Aging Services	CASA & USDA Reim	2,327.60
Fillmore County Hospital	Ser	969.75
Fillmore County Medical Center	Ser	54.42
Fillmore County Sheriff	Ser	131.07
Fillmore County Treasurer	Transfer	10,000.00
First Concord Benefits Group	Insur	2,158.75
First Wireless, Inc.	Equip	7,485.00
Geneva Home Center	Sup	150.35
Geneva Senior Center Foundation	CASA & USDA Reim	3,439.90
Geneva Super Foods	Sup	955.79
Geneva Tire and Auto, Inc.	Rep, Main	229.99
Great Plains Uniforms	Equip	240.50
Barbara (Erdkamp)Hein	Prior Ser	96.00
The Home Depot Pro	Sup	675.96
Kalkwarf & Smith Law Office, LLC	Ser, Post	3,376.36
L-Tron Corporation	Equip	500.63
Madison National Life Insurance	Insur	171.27
Nebraska Public Power District	Uti	935.55
Physician Laboratory PC	Ser	445.00
Postmaster	Post	600.00
Protex Central, Inc.	Ser	839.00
Quadient Finance USA, Inc.	Post	700.00
Reeves Company, Inc.	Sup	34.51
Region V Systems	Ser	642.00
Retirement Plans Division of Ameritas	Ret	5,616.83
Sid Dillon Chrysler Dodge Jeep Ram Fiat	Rep	4,706.39
Jennifer Slezak	Ser, Mile	424.06
Sparqdata Solutions	Ser	3,500.00
State of Nebraska DAS State Accounting	Ser	43.88
State of Nebraska Health & Human Serv.	Dec Patient care	93.00
Luetta Strothkamp	Prior Service	96.00
University of Nebraska – Lincoln	4-H Staff	2,297.88
US Bank CPS	Post, Sup	71.21
Carol Vejraska	Prior Service	23.08
Reid Velte	Ser	62.50
WEX Bank	Fuel	2,342.17



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Windstream
Payroll

Uti
Salaries

143.59
84,146.92

ROAD/BRIDGE FUND:

Action Auto Supply	Sup	93.83
AT & T Mobility	Uti	93.53
B & J Automotive, LLC	Rep	838.25
Paul Bauer	Ser	475.00
Richard T. Braden	Prior Ser	24.00
C & M Supply, Inc.	Fuel	1,661.87
Carquest of Geneva	Parts	160.36
Cornerstone Bank	SS	2,585.79
Exeter Lumber, LLC	Sup	53.36
Farmers Cooperative	Fuel	6,178.32
Geneva Home Center	Parts, Sup	15.16
Geneva Super Foods	Sup	11.05
Grafton Mini-Mart	Fuel	140.00
Grafton Oil, Inc.	Fuel	1,858.12
Hwy 41 Express Stop	Fuel	131.42
Steven Jappert	Prior Ser	96.00
John Deere Financial	Main	51.93
Lichti Oil	Fuel	2,437.85
Gerald J. Lukes	Prior Ser	72.00
Nebraska Public Power District	Uti	556.05
Perennial Public Power District	Uti	109.42
Protex Central, Inc.	Equip	264.50
RDO Truck Centers	Parts	241.52
Retirement Plans Division of Ameritas	Ret	2,261.16
US Bank CPS	Post, Sup	34.50
Verizon	Ser	547.11
Village of Exeter	Uti	22.25
Village of Grafton	Uti	42.54
Village of Ohioa	Uti	48.00
WEX Bank	Fuel	1,483.61
Payroll	Salaries	34,212.44

911 EMERGENCY MANGEMENT FUND:

First Wireless, Inc.	Equip	350.95
Nebraska Emergency Services		
Communications Association	Dues	120.00
Nebraska Public Power District	Uti	211.25
Windstream	Uti	1,767.90

911 WIRELESS FUND:

First Wireless, Inc.	Equip	859.21
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ROAD/COURTHOUSE BUILDING BOND FUND:

Union Bank & Trust	Interest	23,651.33
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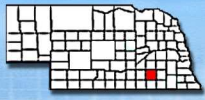
CLAIMS APPROVED

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

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

Nays: None

The Chairman declared the motion carried.



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JAIL INSPECTION

Several Board members conducted the jail inspection prior to the meeting and reported that everything was in order and with next year's budget would need to look at remodeling the kitchen.

OCCUPY COUNTY RIGHT-OF-WAY PERMIT

Neiman moved and Lightwine seconded the motion to approve the following occupy county right-of-way permit as presented by the Highway Superintendent:

Frances Fessler – bury a natural gas line on Road J, between Road 3 and Road 4 (SE ¼, Section 16 and the NE ¼, Section 21), Bennett Township. The owner will cooperate fully with the officials of Fillmore County and keep them fully and immediately informed of all construction or maintenance work required in the county right-of-way.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

2022 4th QUARTER ACCOUNTABILITY STATEMENTS

After review, Neiman moved and Noel seconded the motion to approve the 2022 fourth (4th) quarter accountability statements as presented from Clerk of the District Court, County Attorney, County Clerk (Section 125 and Register of Deeds), County Sheriff, and Soldier's & Sailors accounts. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

EXTENSION BOARD APPOINTMENTS

After discussion, Cerny moved and Neiman seconded the motion to appoint Kory Kahlandt (NE Quadrant), Cody Engle (SE Quadrant), and Megan Nunns (member at-large) to a two year term beginning January 1, 2023 and ending December 31, 2025 as requested by the Extension Educator. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

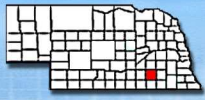
NEBRASKA PUBLIC AGENCY INVESTMENT TRUST PRESENTATION

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

RESOLUTION #2023 – 08

WHEREAS, Nebraska law expressly allows for public agencies to invest surplus or excess funds; and

WHEREAS, the Interlocal Cooperative Act, §13-801 et seq. Neb. Rev. Stat. (Reissue 1991) provides that two or more public agencies may jointly cooperate in the exercise or in the performance of their respective governmental functions, powers or responsibilities and may enter into joint agreements as may be deemed appropriate for such purposes when such agreements have been adopted by appropriate action by the governing bodies of the participating public agencies; and



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WHEREAS, the Declaration of Trust (Interlocal Agreement) and an Information Statement relating to the Nebraska Public Agency Investment Trust and the Fixed Term Investment Service have been presented to this Governing Body; and

WHEREAS, the Declaration of Trust authorizes public agencies to adopt and enter into the Declaration of Trust and become participants of such trust and to participate in the Fixed Term Investment Service; and

WHEREAS, this Governing Body deems it advisable for this Public Agency to adopt and enter into the Declaration of Trust and become a participant of the Nebraska Public Agency Investment Trust for the purpose of the joint investment of this Public Agency's money with those other public agencies so as to enhance the investment earnings accruing to each such public agency and to participate in the Fixed Term Investment Service.

NOW, THEREFORE, BE IT RESOLVED:

1. This Public Agency shall and does hereby join with other Nebraska public agencies in accordance with the provisions of Nebraska law and in accordance with the Interlocal Cooperative Act, as applicable, by becoming a participant of the Nebraska Public Agency Investment Trust, and the Declaration of Trust and Interlocal Agreement is hereby adopted by this reference with the same effect as if it had been set out verbatim in this Resolution. A copy of the Declaration of Trust is attached hereto and incorporated herein by this reference and shall be filed with the minutes of the meeting at which this Resolution was adopted.
2.
 - a. This Public Agency hereby delegates all authority and duties which the law otherwise authorizes it to delegate in accordance with the Declaration of Trust. The following officers and officials of this Public Agency and the respective successors in office each are hereby designated as "Authorized Officials" and are authorized to take actions and execute any and all such documents and agreements as they deem necessary and appropriate to effectuate the entry by this Public Agency into the Declaration of Trust, to effectuate the investment and withdrawal of monies of the Public Agency from time to time in accordance with the Declaration of Trust, and to make use of the Fixed Term Investment Service through the intermediaries PMA Financial Network, LLC and PMA Securities, LLC, who are authorized to act on behalf of this Public Entity as its agent with respect to such agreements:
 - b. The Authorized Officials of this Public Agency hereby authorize the following "Authorized Signers" to invest the Public Agency's available funds from time to time and to withdrawal such funds from time to time in accordance with the provisions of the Declaration of Trust, including in the Fixed Term Investment Service:

An Authorized Official of this Public Agency shall advise the Nebraska Public Agency Investment Trust of any changes in the Authorized Signers in accordance the procedures established by the trust.

3. The Trustees of the Nebraska Public Agency Investment Trust are hereby designated as having official custody of this Public Agency's monies which are invested in accordance with the Declaration of Trust.
4. Authorization is hereby given for members of this Governing Body and officials of this Public Agency to serve as Trustees of the Nebraska Public Agency Investment Trust from time to time if elected as such pursuant to the Declaration of Trust.
5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this Resolution being the same are hereby rescinded.

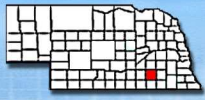
Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

ZELENY THIRD SUBDIVISION

After review and discussion, Harre moved and Lightwine seconded the motion to approve the Zeleny Third Subdivision located in the NE ¼, Section 24, Madison Township described as: located on a part of the South Half of the Northeast Quarter of Section 24, Township 7 North, Range 2 West of the Sixth Principal Meridian, Fillmore County, Nebraska, and being more particularly described as follows: for the purpose of this legal description, the basis of bearings is the East line of the Northeast Quarter of said Section 24, having an assumed reference bearing of N 01°46'58" W.



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Referring to the East Quarter Corner of said Section 24; thence northerly N 01°46'58" W, on the East line of the Northeast Quarter of said Section 24, 479.40 feet, to the Point of Beginning; thence continuing northerly N 01°46'58" W, on the East line of the Northeast Quarter of said Section 24, 332.58 feet; thence westerly S 86°26'45" W, 466.90 feet; thence southerly S 05°04'27" E, 253.41 feet; thence southeasterly S 57°42'41" E, 102.11 feet; thence easterly N 89°27'19" E, 367.63 feet, to a point of intersection on the East line of the Northeast Quarter of said Section 24, said point also being the True Point of Beginning. Containing a calculated area of 3.317 acres more or less, of which 0.251 acres more or less are reserved for County Right of Way purposes.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

QUARTERLY ELECTED OFFICIALS' UPDATES

County Attorney, Jill Cunningham; County Sheriff, Steve Roemmich; Clerk of the District Court, Peggy Birky; County Assessor, Lynn Mussman; County Treasurer, Darcy Nun; and County Clerk, Amy Nelson; and gave an update to the Board regarding each office over the last quarter.

SEMI-ANNUAL REPORT

County Treasurer, Darcy Nun submitted the semi-annual report for the Board to review.

MEMORANDUM OF UNDERSTANDING COMMUNITY-BASED JUVENILE SERVICES AID

Katie Kulhanek, Program Director for Diversion Services presented an update to the Board of the services they have been providing for Fillmore County and requested a new memorandum of understanding be approved and allow the request of funding from the Nebraska Crime Commission.

After discussion, Neiman moved and Harre seconded the motion to approve the memorandum of understanding for Community-Based Juvenile Services Aid with the following counties: Adams, Clay, Fillmore, Franklin, Harlan, Kearney, Nuckolls, Phelps, and Webster beginning July 1, 2023 and ending June 30, 2024.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

ZELLE HR SOLUTIONS (CONSULTING & RECRUITING)

Maddie Hughes, Senior Consultant and Jordan (Arndt) Suarez, Consultant, Compliance and Regulations Manager with Zelle HR Solutions (Consulting & Recruiting) gave a presentation to the Board regarding their services. After discussion, the Board will discuss at a future meeting.

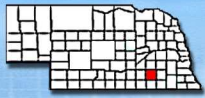
PROTEX CENTRAL, INC MAINTENANCE AGREEMENTS

After discussion and review, Cerny moved and Neiman seconded the motion to approve the agreements with Protex Central, Inc. for the fire alarm system and the inspection of the portable fire extinguishers for 2023, 2024, and 2025. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.



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DISCUSSION REGARDING GRANTS AVAILABLE FOR COURTHOUSE UPDATES

Jerry Berggren, Preservation Architect and Dan Schinstock with Engineering Technologies, Inc. reviewed several different options regarding updating the HVAC system for the Courthouse. In December 2022 they opened up a Rural Nebraska Historic Preservation Grant and it closes on March 1, 2023 that the County can apply for to assist in some funding. Will discuss further at the next meeting.

DISCUSSION REGARDING COMMUNICATIONS WITH CLAY COUNTY

Haley Malone, Clay County Emergency Manager/911 Center Director informed the Board of how they are currently running their 911 Center and the changes they have made over the last year. Several Board members asked questions regarding transition and logistics of how it is working.

ADJOURN

As there was no other business to come before the Board, Neiman moved and Lightwine seconded the motion to adjourn until 9:00 a.m., February 14, 2023. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

Attest

Chairman

The Fillmore County Board of Supervisors convened in open and public session at 9:05 a.m., February 14, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Neiman, Graham, Harre, Cerny, and Lightwine. The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication. 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 11:59 a.m.

EMERGENCY ITEM ADDED TO AGENDA

After discussion, Cerny moved and Neiman seconded the motion to add discussion with Village of Fairmont regarding County Road F, from Highway 81 east on Road F past Casey's. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the January 24, 2023, meeting approved as presented.

DELINQUENT TAX UPDATE

County Treasurer, Darcy Nun presented the Board with the delinquent real estate tax listing, which will be published next week.

CLAIMS

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

GENERAL FUND:

Amazon Capital Services	Sup	414.78
Andrews Electric Co., Inc.	Main	85.00
Applied Connective Technologies	Ser	4,024.30
Axlighting	Equip	190.00
Axon Enterprise, Inc.	Main, Equip	5,213.82
Bi-Versal Services, LLC	Ser	489.42
Black Hills Energy	Uti	3,217.94
Blue Cross Blue Shield of Nebraska	Insur	71,040.50
Cedars	Ser	989.00
Charm-Tex, Inc.	Sup, Equip	486.44
City of Geneva	Uti	410.60
Clearly	Uti	401.26
Cornerstone Bank	SS	11,430.96
Jill R. Cunningham	Rent	183.33
Brenden Doht	Fuel, Meal	112.05
Eakes Office Solutions	Sup	671.15
Encartel, Inc.	Phone cards	300.00
Exeter Senior Center	USDA Reim	49.70
Fairmont Aging Services	USDA Reim	118.30
Farmers Cooperative	Fuel	447.48
Fillmore County Clerk of the District Court	Filing fees	36.00
Fillmore County Sheriff	Fees	40.94
Fillmore County Treasurer	Transfer	40,000.00
First Concord Benefits Group, LLC	Insur, Ser	3,148.57
Fortify Group	Sup	40.00
Geneva Building Supply	Training Box	200.00
Geneva Family Dentistry	Ser	235.00
Geneva Home Center	Sup	10.98
Geneva Senior Center Foundation	USDA Reim	408.80
Geneva Tire and Auto, Inc.	Rep, Main	1,041.34
GeoComm	Main	4,350.00
Glenwood	Uti	309.75
Great Plains Uniforms	Sup	495.49
Hall County Sheriff	Fees	21.42
Dawn M. Henry	Rent	183.33
Kimberly J. Hirth	Rent	183.34
The Home Depot Pro	Sup, Equip	262.94
Hometown Leasing	Ser	1,543.77
Brendon Kegin	Meal	35.75

February 14, 2023

Kelch Plumbing, Heating & Refrigeration	Rep	472.58
Kopchos Sanitation, Inc.	Ser	178.50
Stephen J. Kraviec	Ser, Post	1,874.57
Lawson Products, Inc.	Sup	354.04
Lothrop Animal Clinic	Sup	128.00
Mid-American Research Chemical	Sup	965.00
MIPS, Inc.	Ser	3,819.37
Nebraska Association of County Officials	Wksh	120.00
Nebraska Association of County Treasurers	Dues	50.00
Nebraska Educational Technology Assoc.	Wksh	59.00
Nebraska Public Power District	Uti	730.08
The Nebraska Signal	Ads, Pro	1,028.58
PurFoods, LLC	Meals	112.50
Quadient Finance USA, Inc.	Post	1,400.00
Retirement Plans Division of Ameritas	Ret	11,040.84
Rocky Mountain Holdings, LLC	Ser	2,327.00
Alexis Schmidt	Mile	86.46
Secretary of State – Elections	Sup	30.00
Skalka & Baack Law Firm	Ser, Mile	3,101.50
Jennifer Slezak	Ser	420.00
State of Nebraska DAS State Accounting	Ser	470.00
Sullivan Shoemaker PC, LLO	Ser	2,048.61
Superior Outdoor Power Center, Inc.	Rep	408.95
Trailblazer RC & D	Dues	400.00
Unifirst Corporation	Ser	592.05
US Bank CPS	Post, Sup, Wksh	1,632.33
USDA, APHIS, General	Services	2,103.68
Van Diest Supply Company	Sup	1,638.40
Brandy VanDeWalle	Uti, Mile, Meals	302.94
Reid S. Velte	Ser	150.00
Weaver Pharmacy	Sup	8.19
Windstream	Uti	144.80
Woodward's Disposal Service, Inc.	Ser	80.00
Payroll	Salaries	167,099.28

ROAD/BRIDGE FUND:

Action Auto Supply	Parts	140.38
Aurora Cooperative Elevator Co.	Fuel	3,811.08
Auto Value Parts Stores	Parts, Sup, Main	1,840.97
Paul Bauer	Ser	475.00
Bi-Versal Services, LLC	Ser	767.42
Black Hills Energy	Uti	1,847.84
Carquest of Geneva	Parts, Sup	84.66
Certified Truck & Trailer, Inc.	Rep	27.52
City of Geneva	Uti, Sup	1,768.90
Cornerstone Bank	SS	5,264.38
Exeter Lumber, LLC	Sup	147.87
Farmers Cooperative	Parts, Sup, Fuel	485.21
Geneva Implement Co., Inc.	Parts, Main	1,686.36
Geneva Super Foods	Sup	6.99
Geneva Tire and Auto, Inc.	Rep	142.70
Geneva Welding & Supply, Inc.	Sup, Parts, Bridges	936.38
Glenwood Telecommunications, Inc.	Uti	64.95
Grafton Oil, Inc.	Fuel	1,891.54
Hometown Leasing	Ser	156.13
Hwy 41 Express Stop	Fuel	276.45
Kopchos Sanitation, Inc.	Uti	55.00
Lichti Oil	Fuel	10,737.38
Miller Seed & Supply Co., Inc.	Rep	87.61
MIPS, Inc.	Ser	147.20
Nebr. Assoc. of Co. Engineers, Hwy Supt	Wksh, Dues	160.00
Nebr Iowa Industrial Fasteners Corp	Sup	95.46
Nebraska Association of County Officials	Wksh	40.00
The Nebraska Signal	Ads	347.35
Newman Signs, Inc.	Equip	1,873.49
Nick's Farm Store Co.	Rep	150.79
NMC Exchange, LLC	Parts, Rep, Ser	11,124.05
Notary Public Underwriters of Nebraska	Sup	81.00
Perennial Public Power District	Uti	220.77
Platte Valley Communications	Parts, Rep	115.25
RDO Truck Centers	Parts, Rep	124.50
Retirement Plans Division of Ameritas	Ret	4,603.51
Speece Lewis Engineers	Fees	9,483.75
US Bank CPS	Ser, Rep	706.99
Verizon	Ser	547.11
Village of Exeter	Uti	22.25
Village of Fairmont	Uti	21.47
Village of Grafton	Uti	42.65
Village of Shickley	Uti	75.85

Western Oil 11, LLC	Fuel	39.75
Windstream	Uti	173.52
Payroll	Salaries	69,628.02

REGISTER OF DEEDS PRESERVATION FUND:

MIPS, Inc.	Ser	148.48
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FEDERAL DRUG LAW ENFORCEMENT FUND:

Platte Valley Communications	Equip, Ser	7,844.85
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INHERITANCE TAX FUND:

Hanna Keelan Associates, PC	Ser	9,750.00
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911 EMERGENCY MANGEMENT FUND:

Andrews Electric Co., Inc.	Main	806.87
First Wireless, Inc.	Equip	64.96
Glenwood	Uti	64.95
Nebraska Public Power District	Uti	203.24
Nemaha County Sheriff's Office	Insur	30.97
Windstream	Uti	1,767.90

911 WIRELESS FUND:

First Wireless, Inc.	Equip	159.04
Nemaha County Sheriff's Office	Insur	75.81

HOSPITAL OPERATING FUND:

Fillmore County Hospital	January taxes	8,701.04
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CLAIMS APPROVED

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

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

The Chairman declared the motion carried.

FEE REPORTS FOR JANUARY 2023

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

County Clerk \$24,722.90 (State \$16,247.46 & County \$8,475.44)
Clerk of the District Court \$1,074.29
County Sheriff \$864.18

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

PROTEX BID FOR FIRE ALARM SYSTEM AT EAST OFFICE BUILDING

After review, Neiman moved and Harre seconded the motion to approve the upgrade for remote monitoring services from 3G technology with Protex Central for the East Office Building in the amount of \$832.19. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DISCUSSION REGARDING RURAL NEBRASKA HISTORIC PRESERVATION GRANT PROGRAM

After discussion, the Board will review the documents and ask Southeast Nebraska Development District to assist with getting this submitted.

STRIPING BIDS

There were no bids submitted for the striping. Kyle Svec, City of Geneva Administrator and Tim Farmer with Speece Lewis Engineers were present.

DISCUSSION WITH VILLAGE OF FAIRMONT REGARDING ROAD F

Don Moses, Chairman of Fairmont Village Board and Karen Margheim, Village Clerk came to the Board asking if they would consider assisting Village of Fairmont in paving 300 feet on County Road F from Highway 81

east (just past Casey's driveway). They received a bid from Van Kirk last year for approximately \$768,000.00 to widen the roadway, working on turn lanes, and install culverts. No motion was made after the discussion.

UPDATE ON ROAD 9 BETWEEN ROAD I AND ROAD J

Tom Lovegrove informed the Board that the dryer in question along Road 9 between Road I and Road J was placed there back in 2010 and he did have a permit from zoning at that time. The Board discussed with Tom that there could not be anything left parked on Road 9.

OTHER ROAD DISCUSSION

Highway Superintendent, Pat Halbur informed the Board that the bridge on the south side of Road 21 between Road O and Road P is rated on the lower side and a motor grader should not be crossing. After discussion they will request permission to place a driveway on the south side of the bridge to allow the motor grader to be able to turn around without crossing the bridge.

Discussion regarding the new construction along Road 22 between Road C and Road D, the landowners will be building everything in the middle of the mile and all utilities will come from the North.

Pat informed the Board what she will start the process on the re-classification of roads to minimum maintenance with the exception of a road along Saline County.

Pat also informed the Board that all of the countertops were lifting and the company came back out and glued them. 34 Electric was there this week getting the conference set up for a command center.

DISCUSSION REGARDING PERSONNEL WITH SENIOR SERVICES DIRECTOR

Brenda Motis, Senior Services Director informed the Board that Stacy McCoy resigned from her position. Brenda requested that Stacy still be allowed to complete the newsletter each month until she can get a new person hired and trained. After discussion, the Board agreed that Stacy could do this each month.

CLAIM FROM PRECISION SIGNS

After discussion with the Sheriff by the Chairman, Lightwine moved and Graham seconded the motion to approve the claim submitted at the February 24th meeting to Precision Signs for the Sheriff's office. Upon roll call, the vote was as follows:

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

Nays: Harre

The Chairman declared the motion carried.

KNICKERBOCKER-PETERSON POND SUBDIVISION

After review and discussion, Neiman moved and Lightwine seconded the motion to approve the Knickerbocker-Peterson Pond Subdivision located in the SE ¼, Section 16, Exeter Township described as: Lot 1: a tract of land located in the Southeast Quarter of Section 16, Township 8 North, Range 1 West of the 6th P.M., Fillmore County, Nebraska, being described as follows: commencing at the Northeast corner of the Southeast Quarter of said Section 16, this being the point of beginning; thence S02°29'53"E (assumed bearing), on the East line of said Southeast Quarter, a distance of 661.00 feet; thence N46°53'49"W, a distance of 944.55 feet to the North line of said Southeast Quarter; thence N88°42'15"E, on the North line of said Southeast Quarter, a distance of 661.00 feet to the point of beginning containing 5.01 acres, more or less, including 0.49 acres more or less, of County Road Right-of-Way; and Lot 2: a tract of land located in the Southeast Quarter of Section 16, Township 8 North, Range 1 West of the 6th P.M., Fillmore County, Nebraska, being described as follows: commencing at the Southeast corner of the Southeast Quarter of said Section 16, this being the point of beginning; thence S88°37'47"W (assumed bearing), on the South line of said Southeast Quarter, a distance of 661.00 feet; thence N43°03'57"E, a distance of 925.55 feet to the East line of said Southeast Quarter; thence S02°29'53"E, on the East line of said Southeast Quarter, a distance of 661.00 feet to the point of beginning containing 5.01 acres, more or less, including 0.95 acres, more or less, of County Road Right-of-Way.

Upon roll call, the vote was as follows:

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

Nays: Harre

The Chairman declared the motion carried.

SHERIFF COMPUTERS

County Clerk, Amy Nelson presented a quote from Applied Connective to replace the Sheriff's office computers and in car computers with one GETAC S410 ruggedized laptop with a docking station in their car and office.

After discussion, Neiman moved and Lightwine seconded the motion to approve purchase of one (1) GETAC S410 laptop to ensure that the deputies like them. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

LEASE FOR POSTAGE MACHINE

After discussion, Neiman moved and Harre seconded the motion to approve the lease agreement with Midwest Connect/Quadiant Leasing for a new postage machine. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DISCUSSION REGARDING ADDING A WATER FILLING STATION AT THE COURTHOUSE

It has been requested to add a water filling station at the courthouse, after discussion, County Clerk will research this and bring it back to the Board

GENERAL ASSISTANCE APPLICATION 2023 – 01

The Board met with a applicant for General Assistance this morning and after discussion, we research a few more options and bring back to the Board if still needed.

DISCUSSION REGARDING ZELLE HR SOLUTIONS

After discussion, Harre moved and Graham seconded the motion to go with Zelle for their assistance of employee handbook review and revision and assistance with performance review for the amount of \$9,500.00. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DISCUSSION REGARDING PLANNING AND ZONING ADMINISTRATOR POSITION

Three (3) Board members completed interviews for the Planning & Zoning Administrator position last week and reviewed the candidates with the other members.

After discussion, Neiman moved and Noel seconded the motion to offer the Planning & Zoning Administrator position to candidate #3 and if they decline offer it to candidate #1. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

EMPLOYEE APPRECIATION DINNER

Neiman moved and Harre seconded the motion approve the Employee Appreciation Dinner on February 24, 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

ADJOURN

As there was no other business to come before the Board, Graham moved and Lightwine seconded the motion to adjourn until 9:00 a.m., February 28, 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

Attest

Chairman

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., February 28, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Neiman, Graham, Harre, Cerny, and Lightwine. The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication. 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 3:25 p.m.

MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the February 14, 2023, meeting approved as presented.

NOXIOUS WEED TRAILER

Noxious Weed Superintendent, Todd Boller informed the Board that the trailer that was previously declared surplus and when locating title, it was discovered that the vehicle identification number (VIN) on the trailer and the title in Fillmore County possession were not the same. County Treasurer did a lot of work locating the correct title which had a lien, and the registered owners were deceased. After discussion, the Board decided to take the trailer to recycling center due to the condition of the trailer.

CLAIMS

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

GENERAL FUND:

Amazon Capital Services	Sup, Equip	358.45
AT & T Mobility	Uti	1,196.30
Peggy Birky	Meals	53.53
Black Hills Energy	Uti	3,091.16
Blue Cross Blue Shield of Nebraska	Insur	73,245.57
Boarders Inn & Suites	Lodging	288.00
Bockstadter & Glen Law, LLC	Ser	1,202.15
Cedars	Ser	629.76
Charm-tex, Inc.	Sup	143.63
Cherry County Sheriff	Ser, Mile	35.12
City of Geneva	Uti	435.20
Consolidated Management Company	Meals	43.00
Cornerstone Bank	SS	5,531.83
Diane Deepe	Ser	220.00
Diesel Pickup Shop	Main	65.94
Patricia I Engle	Meal	12.08
Fillmore County Treasurer	Transfer	30,000.00
Fillmore County Sheriff	Ser, Mile	171.95
First Concord Benefits Group, LLC	Ser	30.00
Geneva Home Center	Sup, Ser, Carpet	2,021.17
Geneva Super Foods	Sup	1,262.53
Eric Johnson	Ser	300.00
Lancaster County Sheriff	Ser, Mile	18.69
Madison National Life Insurance Co.	Insur	161.45
Mid-American Research Chemical	Sup	542.00
Midwest Connect	Sup	290.00
Midwest Special Services, Inc.	Ser, Mile	2,055.38
Murray Law PC, LLO	Ser, Mile	2,318.00
Nebraska Association of County Officials	Wksh	40.00
Nebraska Public Power District	Uti	851.21
The Nebraska Signal	Ads, Proc	758.03
Retirement Plans Division of Ameritas	Ret	5,431.97
Saline County Clerk	Ser	223.49
Alexis Schmidt	Mile	60.26
Security Equipment, Inc.	Ser	939.00
Jennifer Slezak	Ser	360.00
State of Nebraska DAS Acctg Central Fin	Ser	448.00
State of Nebraska DAS State Accounting	Ser	43.88
State of Nebraska Health & Human Serv	January patient care	93.00
TK Elevator Corporation	Main	308.13
Weaver Pharmacy	Sup	70.79
WEX Bank	Fuel	3,259.18
Windstream	Ser	2,600.00
Payroll	Salaries	81,291.40

ROAD/BRIDGE FUND:

AT & T Mobility	Uti	46.80
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		February 28, 2023
Aurora Cooperative Elevator Co.	Fuel	3,432.00
C & M Supply, Inc.	Fuel	636.37
Contech Engineered Solutions, LLC	Culverts	4,378.00
Cornerstone Bank	SS	2,655.57
Geneva Home Center	Rep, Sup	101.79
Grafton Mini Mart	Fuel	154.00
Grafton Oil, Inc.	Fuel	1,848.88
Lichti Oil	Fuel	1,159.24
Nebraska Public Power District	Uti	533.35
Perennial Public Power District	Uti	101.76
Retirement Plans Division of Ameritas	Ret	2,322.31
WEX Bank	Fuel	1,889.67
Payroll	Salaries	35,118.41

CLAIMS APPROVED

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

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

The Chairman declared the motion carried.

APPOINT PLANNING & ZONING ADMINISTRATOR

Harre moved and Lightwine seconded the motion to appoint Shaundee Graham as the Planning & Zoning Administrator effective on March 6, 2023. Upon roll call, the vote was as follows:

Ayes: Cerny, Harre, Lightwine, Neiman, Noel, and Sluka
Nays: None Abstaining due to conflict of interest: Graham

The Chairman declared the motion carried.

DISCUSSION REGARDING LAWN MAINTENANCE

Chairman opened a bid from Noel Lawn Care regarding the lawn maintenance at the East Office building.

After discussion, Neiman moved and Graham seconded the motion to approve the 2 step program for the non-irrigated area for \$432.60 per application and 4 step program for the irrigated area for \$232.38 per application. Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Harre, Lightwine, Neiman, and Sluka
Nays: None Abstaining due to conflict of interest: Noel

The Chairman declared the motion carried.

COUNTY BOARD CHAIR WORKSHOP

Chairman, Sluka gave a brief overview of the County Board Chair workshop that he attended last week.

NIRMA TRAINING

At 1:00 p.m. all Board members attended the NIRMA training at the County Road Department Conference room.

ADJOURN

Agenda item “K9 Program” will be discussed at the next Board meeting. As there was no other business to come before the Board, Harre moved and Lightwine seconded the motion to adjourn until 9:05 a.m., March 14, 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

Attest

Chairman

The Fillmore County Board of Supervisors convened in open and public session at 9:05 a.m., March 14, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Graham, Harre, Cerny, and Lightwine. Neiman 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 11:13 a.m.

MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the February 28, 2023, meeting approved as presented.

SECOND (2ND) AMENDMENT DISCUSSION

Michael Schoop presented information to the Board regarding some changes that the ATF has implemented and a resolution for the Board to consider regarding upholding the oath of the County Sheriff. After discussion, the Board will forward the resolution to the County Attorney to review. Sheriff Roemmich was present for discussion.

OCCUPY COUNTY RIGHT-OF-WAY PERMITS

Graham moved and Noel seconded the motion to approve the following occupy county right-of-way permits as presented by the Highway Superintendent:

Lorraine Hofmann – bore under county Road 1 between Road B and Road C from the SW ¼, Section 7, Grafton Township into Clay County. The owner will cooperate fully with the officials of Fillmore County and keep them fully and immediately informed of all construction or maintenance work required in the county right-of-way; and

William Kleinschmidt – bury an electrical line from the NE ¼ of Section 2 to the NW ¼ of Section 1, Momence Township on Road 6 between Hwy 41 and Road N. The owner will cooperate fully with the officials of Fillmore County and keep them fully and immediately informed of all construction or maintenance work required in the county right-of-way; and

Glenwood – install a fiber optic line from the intersection of R Street and 1st Street in Geneva and bore under 1st Street. The owner will cooperate fully with the officials of Fillmore County and keep them fully and immediately informed of all construction or maintenance work required in the county right-of-way.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

RECLASSIFICATION OF ROADS TO MINIMUM MAINTENANCE

Lightwine moved and Harre seconded the introduction of the following resolution:

RESOLUTION #2023 – 09

WHEREAS, the following roads, listed on the attached pages, are not mail routes, are not school bus routes, and are no the only access to an occupied dwelling, and

WHEREAS, said roads serve existing property owners so that no existing property shall be land-locked, and

WHEREAS, the functional classification of Minimum Maintenance Roads has been authorized by section 39-2,103 et seq R.R.S. Nebr. And the Rules and Regulations of the Board of Public Roads Classifications and Standards.

NOW THEREFORE, in view of the above facts, the Fillmore County Board of Supervisors hereby declares that said roads shall be re-classified to Minimum Maintenance to become effective as soon as concurrence and approval is received from the State of Nebraska Department of Roads.

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

GRAVEL BIDS

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

REGULAR ROAD GRAVEL

Central Sand & Gravel Company: Stockpile \$16.35, did not bid any townships.

Overland Sand & Gravel Company: Exeter \$29.89, Fairmont \$28.50, Grafton \$28.87, West Blue \$31.07, and Stockpile \$16.00. Did not bid any of the other townships.

Johnson Sand & Gravel Corp.: Stockpile \$14.50, did not bid any townships.

DPL Enterprises, Inc., DBA Nichols Construction: Belle Prairie \$17.25, Bennett \$18.90, Bryant \$18.95, Chelsea \$18.00, Exeter \$18.00, Fairmont \$18.50, Franklin \$18.00, Geneva \$18.74, Glengary \$18.40, Grafton \$18.50, Hamilton \$18.25, Liberty \$18.25, Madison \$18.70, Momence \$18.70, Stanton \$18.70, West Blue \$18.70, and Stockpile \$14.65.

Beatrice Sand & Gravel: Belle Prairie \$21.70, Bennett \$25.10, Bryant \$23.70, Chelsea \$23.05, Exeter \$25.10, Fairmont \$24.45, Franklin \$21.70, Geneva \$23.70, Glengary \$22.35, Grafton \$25.80, Hamilton \$22.35, Liberty \$23.70, Madison \$23.70, Momence \$23.70, Stanton \$23.05, West Blue \$24.45, and Stockpile \$16.90.

COARSE ROAD GRAVEL

DPL Enterprises, Inc., DBA Nichols Construction: Belle Prairie \$19.15, Bennett \$21.35, Bryant \$21.00, Chelsea \$20.10, Exeter \$20.10, Fairmont \$20.95, Franklin \$18.50, Geneva \$22.25, Glengary \$19.60, Grafton \$19.10, Hamilton \$19.70, Liberty \$21.00, Madison \$20.95, Momence \$21.00, Stanton \$20.45, West Blue \$19.95, and Stockpile \$14.65.

Beatrice Sand & Gravel: Belle Prairie \$21.70, Bennett \$25.10, Bryant \$23.70, Chelsea \$23.05, Exeter \$25.10, Fairmont \$24.45, Franklin \$21.70, Geneva \$23.70, Glengary \$22.35, Grafton \$25.80, Hamilton \$22.35, Liberty \$23.70, Madison \$23.70, Momence \$23.70, Stanton \$23.05, West Blue \$24.45, and Stockpile \$16.90.

Mid-NE Aggregate: Bennett \$23.25, Fairmont \$25.50, Geneva \$24.50, Grafton \$21.00, West Blue \$21.00, and Stockpile \$12.00. Did not bid any of the other townships.

GRAVEL LETTING

Graham moved and Lightwine seconded the motion to accept all gravel bids, authorize the Highway Superintendent to purchase from the lowest bidder as available. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

OTHER ROAD DEPARTMENT DISCUSSION

Pat Halbur, Highway Superintendent informed the Board that the new home construction on Road 22 between Road C and Road D will now be located closer to Road D instead of in the middle of the mile.

Pat also informed the Board that she is having a lot of issues with the Verizon asset tracking services and will be trying another company to see if there is better service.

CLAIMS

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

GENERAL FUND:

Action Auto Supply	Rep, Parts	179.51
Amazon Capital Services	Sup	652.70
Applied Connective Technologies	Equip, Ser	14,611.42
Auto Value Parts Stores	Rep	270.46
Carquest of Geneva	Sup	3.99
Carrier Corporation	Main	3,050.00
Charm-Tex, Inc.	Sup	401.53
Clearly	Uti	401.26
Cornerstone Bank	SS	5,832.95
Jill R. Cunningham	Rent	183.33
Diesel Pickup Shop	Main	65.94
Eakes Office Solutions	Equip, Sup	1,966.09
Encartel, Inc.	Sup	300.00
Farmers Cooperative	Fuel	395.27
Fillmore County Clerk of the District Court	Fees	209.00
Fillmore County Hospital	Ser	381.36
Fillmore County Medical Center	Ser	48.42
Fillmore County Treasurer	Misc	20.00
First Concord Group, Inc.	Insur	7,504.84
First Wireless, Inc.	Equip	139.60
Geneva Home Center	Sup	9.28
Geneva Super Foods	Sup	1,732.46

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Geneva Tire and Auto, Inc.	Rep, Main	1,175.92
Glenwood	Uti	369.70
Great Plains Uniforms	Sup	109.00
Greg's Market	Misc	1,048.64
Dawn M. Henry	Rent	183.34
Kimberly J. Hirth	Rent	183.33
The Home Depot Pro	Sup	569.98
Hometown Leasing	Ser	1,549.75
Kopchos Sanitation, Inc.	Uti	206.25
Stephen J. Kraviec	Ser, Post	1,869.17
Krueger Land Surveying	Ser	3,182.50
Midwest Cards and ID Solutions, LLC	Main	2,250.00
MIPS, Inc.	Ser	3,165.20
MPH Industries, Inc.	Equip	1,491.75
Murray Law PC, LLO	Ser	2,441.50
Nebraska Association of County Clerks, Register of Deeds & Election Comm.	Dues	50.00
Nebraska Association of County Officials	Wksh	120.00
Nebraska Emergency Services Communications Association	Wksh	125.00
Nebraska Public Power District	Uti	1,532.29
The Nebraska Signal	Ads	87.50
Nebraska Weed Control Association	Wksh	150.00
Nebraska Intergovernmental Risk Management Association	Wksh	50.00
Precision Signs & Graphics, LLC	Ser, Sup	820.00
Protex Central, Inc.	Ser, Rep	832.19
PurFoods, LLC	Meals	150.00
Quadient Finance USA, Inc.	Post	1,400.00
Retirement Plans Division of Ameritas	Ret	5,679.38
The Scarlet Hotel, a Tribute Portfolio	Lodging	298.00
Seward County Detention Center	Boarding prisoner	390.00
Skalka & Baack Law Firm	Ser	1,733.76
State of Nebraska Health & Human Services	February Patient Care	84.00
34 Electric, LLC	Ser, Rep	456.00
Tvrdik Law Office	Ser	1,752.75
Unifirst Corporation	Ser	473.64
US Bank CPS	Sup, Meals, Lodging, Post	1,803.42
Van Diest Supply Company	Sup	652.00
Reid Velte	Ser	212.50
Weaver Pharmacy	Sup	117.86
Western Oil II, LLC	Fuel	129.95
Windstream	Uti	147.00
Woodward's Disposal Service, Inc.	Ser	105.00
York General Hospital	Ser	112.50
Payroll	Salaries	85,227.81

ROAD/BRIDGE FUND:

AFC Industries	Sup	211.80
Applied Connective Technologies	Equip	1,175.99
Aurora Cooperative Elevator Co.	Fuel	1,504.14
Auto Value Parts Stores	Parts, Sup, Main	989.24
Paul Bauer	Ser	475.00
Black Hills Energy	Uti	1,710.91
C & M Supply, Inc.	Fuel	1,095.13
Carquest of Geneva	Sup, Rep	56.47
City of Geneva	Uti	68.35
Heather Clark	Ser	130.00
Cornerstone Bank	SS	2,581.00
Eakes Office Solutions	Sup	76.96
Exeter Lumber, LLC	Sup	402.80
Farmers Cooperative	Fuel	397.83
Geneva Implement Co., Inc.	Rep, Main	181.31
Geneva Super Foods	Sup	23.02
Geneva Tire and Auto, Inc.	Rep	124.48
Geneva Welding & Supply, Inc.	Parts, Sup	315.00
Glenwood Telecommunications, Inc.	Uti	64.95
Grafton Oil, Inc.	Fuel, Main	2,792.68
Hometown Leasing	Ser	156.13
Hwy 41 Express Stop	Fuel	151.67
John Deere Financial	Main, Parts	194.22
Kopchos Sanitation, Inc.	Uti	55.00
Lichti Oil	Fuel	4,812.55
Midwest Service & Sales	Parts, Rep	2,625.00
MIPS, Inc.	Ser	147.20
Nebraska Industrial Fasteners Corp.	Sup	166.53
The Nebraska Signal	Ads	269.87
Newman Signs, Inc.	Sup	1,096.21
Nick's Farm Store Co.	Rep	16.59

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NMC Exchange, LLC	Parts, Ser, Main	9,073.06
Perennial Public Power District	Uti	191.85
Power Plan	Parts, Rep	2,964.85
Quill, LLC	Sup	40.94
Retirement Plans Division of Ameritas	Ret	2,256.61
Roit Repair	Rep	21.00
Sapp Bros. Inc. – York	Fuel	625.50
Verizon	Ser	547.11
Village of Exeter	Uti	22.25
Village of Fairmont	Uti	25.31
Village of Grafton	Uti	42.65
Village of Shickley	Uti	171.97
Windstream	Uti	173.52
Payroll	Salaries	34,145.22

REGISTER OF DEEDS PRESERVATION FUND:

MIPS, Inc.	Ser	148.48
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INHERITANCE TAX FUND:

34 Electric, LLC	Ser, Rep	4,781.25
Woods Aitken, LLP	Ser	7,147.10

911 EMERGENCY MANGEMENT FUND:

Glenwood	Uti	64.95
Nebraska Public Power District	Uti	175.55
Platte Valley Communications of Hastings	Ser, Rep, Main	1,016.35
Windstream	Uti	1,767.90

HOSPITAL OPERATING FUND:

Fillmore County Hospital	February taxes	1,796.45
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CLAIMS

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

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

The Chairman declared the motion carried.

BRYANT TOWNSHIP BILL FOR MANNING & ASSOCIATES

Graham moved and Lightwine seconded the motion to authorize the County Treasurer to pay the bill for Bryant Township submitted from Manning & Associates, PC for 2022/2023 budget preparation in the amount of \$617.50. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

GENEVA TOWNSHIP BILL FOR MANNING & ASSOCIATES

Harre moved and Cerny seconded the motion to authorize the County Treasurer to pay the bill for Geneva Township submitted from Manning & Associates, PC for 2022/2023 budget preparation in the amount of \$617.50. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

FEE REPORTS FEBRUARY 2023

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

County Clerk \$17,878.58 (State \$2,450.07 & County \$15,428.51)
Clerk of the District Court \$448.55
County Sheriff \$1,770.86

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

FILLMORE COUNTY DEVELOPMENT CORP. UPDATE

Eric Johnson, Director of Fillmore County Development Corp. gave an update to the Board on their annual meeting, upcoming projects, and upcoming speakers.

DISCUSSION REGARDING K-9 PAY

Deputy Kegin had presented documentation prior to the meeting for the Board to review regarding the current Fair Labor Standards Act (FLSA) regarding K-9 handlers.

After review and discussion, Harre moved and Cerny seconded the motion to add three and a half (3.5) overtime (OT) hours per week as K-9 pay for Deputy Kegin unless work hours do not allow for OT. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DISCUSSION REGARDING NIRMA TRAINING

NIRMA training at the February 28th meeting regarding de-escalation and 1st amendment was well received by all employees. After discussion, it was approved to order a few signs for offices as well as the possibility of adding some counter extensions or gates.

ADJOURN

As there was no other business to come before the Board, Harre moved and Lightwine seconded the motion to adjourn until 9:00 a.m., March 28, 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

Attest

Chairman

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., March 28, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Neiman, Graham, Harre, Cerny, and Lightwine. The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication. A copy of the publication is on file in the County Clerk's office. All proceedings hereinafter shown were taken while the convened meeting was open to the public. The agenda was approved as presented. The Chairman noted that the public meeting guidelines are posted as required by law and available for public distribution if requested. The meeting adjourned at 10:02 a.m.

MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the March 14, 2023, meeting approved as presented.

TRAUGER SUBDIVISION

Zoning Administrator, Shaundee Graham presented the Trauger Subdivision located in the SE ¼ of the SW ¼, Section 36, Exeter Township for approval.

After review, Neiman moved and Harre seconded the motion to approve the Trauger Subdivision as presented with the following legal: located in the Southeast Quarter of the Southwest Quarter of Section 36, Township 8 North, Range 1 West of the 6th Principal Meridian, Fillmore County, Nebraska, more fully described as follows: beginning at the Southeast corner of the Southwest Quarter of Section 36; thence South 89°51'00" West (assumed bearing), on section line, a distance of 566.00 feet; thence North 0°05'19" East a distance of 460.55 feet to a ¾ inch pipe; thence North 82°21'48" West a distance of 177.52 feet to a ¾ inch pipe; thence North 9°30'52" West a distance of 75.08 feet to a ¾ inch pipe; thence South 89°42'59" East a distance of 750.82 feet to quarter section line; thence South 0°17'35" East a distance of 553.00 feet to the point of beginning. Containing a calculated area of 7.54 acres, more or less, of which 0.42 acres is roadway.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

CLAIMS

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

GENERAL FUND:

AT & T Mobility	Uti	1,133.83
Bear Graphics, Inc.	Equip	122.78
Blue Cross Blue Shield of Nebraska	Insur	71,593.80
City of Geneva	Uti	433.90
Clay County Sheriff's Office	Ser	100.00
Cornerstone Bank	SS	5,730.98
Crossroads Awards	Sup	88.00
Exeter Senior Center	USDA pass-thru	67.90
Fairmont Aging Services	USDA pass-thru	214.20
Farmer & Son Funeral Homes, Inc.	Ser	2,710.00
First Concord Group, Inc.	Insur	1,762.41
First Wireless, Inc.	Equip	235.44
Galls, LLC	Equip	138.31
Geneva Home Center	Sup	485.29
Geneva Senior Center Foundation	USDA pass-thru	721.70
Geneva Tire and Auto, Inc.	Main, Rep	321.77
Great Plains Uniforms, LLC	Sup, Equip	1,153.85
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Sup	6,667.25
Madison National Life Insurance Co.	Insur	149.52
Nebraska Association of County Extension Boards	Dues, Wksh	140.00
Nebraska Clerks of the District Court Assn	Wksh	75.00
Protex Central, Inc.	Ser	420.00
Quadient Leasing USA, Inc.	Ser	948.63
Region V Systems	EPC service	642.00
Retirement Plans Division of Ameritas	Ret	5,574.08
Saunders County Sheriff	Ser	107.24
Alexis Schmidt	Mile	26.86
Skalka & Baack Law Firm	Ser	1,882.50
Jennifer Slezak	Ser	440.00
State of Nebraska DAS State Accounting	Ser	43.88
State of Nebraska Public Health Environmental Lab	Ser	105.00

		March 28, 2023
Sullivan Shoemaker PC, LLO	Ser	3,226.15
Svehla Law Offices, PC, LLO	Ser	199.50
WEX Bank	Fuel	2,965.80
What's Happening	Ads	15.00
Payroll	Salaries	83,895.51

ROAD/BRIDGE FUND:

AT & T Mobility	Uti	46.80
Aurora Cooperative Elevator Co.	Fuel	6,260.00
Blue Valley Door Co., Inc.	Rep	182.00
City of Geneva	Uti	85.95
Contech Engineered Solutions, LLC	Culverts	14,322.83
Cornerstone Bank	SS	2,579.80
Fehlhafer's, Inc.	Rep	45.00
Geneva Home Center	Parts, Miscellaneous	269.80
Grafton Mini-Mart	Fuel	67.00
Medical Enterprises, Inc.	Ser	80.00
Nebraska Public Power District	Uti	532.23
Nichols Construction	Gravel	1,928.35
Perennial Public Power District	Uti	95.78
Protex Central, Inc.	Ser	300.00
Retirement Plans Division of Ameritas	Ret	2,255.66
Secretary of State – Notary Division	Sup	30.00
WEX Bank	Fuel	1,626.84
Windstream	Uti	173.52
Payroll	Salaries	34,131.20

INHERITANCE TAX FUND:

Great Plains Uniforms, LLC	Equip	539.50
Hanna Keelan Associates, PC	Ser	9,750.00

CLAIMS

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

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

The Chairman declared the motion carried.

APPOINTMENT TO SAFETY COMMITTEE

Cerny moved and Harre seconded the motion to appoint Shaundee Graham to the Safety Committee to replace Jennifer Slezak. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

SETTING UP NEW FUND #2320

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

RESOLUTION #2023 – 10

WHEREAS, Fillmore County has determined there is a need to have a separate fund for Opioid Recovery in order to track receipts and expenditures per guidelines;

WHEREAS, Fillmore County will name this fund Opioid Recovery Fund #2320;

WHEREAS, the fund will be used per the Federal guidelines;

THEREFORE BE IT HEREBY RESOLVED, the Opioid Recovery Fund will be set up on March 28, 2023 and direct the County Treasurer to set up this fund.

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

ROAD DEPARTMENT DISCUSSION

Wade Walters requested to place an eighty (80) foot driveway in the NW ¼ of Section 19, Stanton Township. Permit was received after closing of agenda and will be placed on the April 11, 2023 agenda.

March 28, 2023

Highway Superintendent, Pat Halbur informed the Board there is a bridge on Road 4 between Road U and Road V that she has requested to be sized by Speece Lewis. The box culvert project on Road L has not been started as they are waiting on Van Kirk.

DISCUSSION REGARDING GENERAL ASSISTANCE APPLICATION #2023 – 01

After discussion, Neiman moved and Harre seconded the motion to deny general assistance application #2023 -01, requesting to research other options. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

ADJOURN

As there was no other business to come before the Board, Graham moved and Harre seconded the motion to adjourn until 9:05 a.m., April 11, 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

Attest

Chairman

The Fillmore County Board of Supervisors convened in open and public session at 9:07 a.m., April 11, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Neiman, Graham, Harre, Cerny, and Lightwine (absent until 9:10 a.m.). The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication and a copy of the publication is on file in the County Clerk's office. All proceedings hereinafter shown were taken while the convened meeting was open to the public. The agenda was approved as presented. The Chairman noted that the public meeting guidelines are posted as required by law and available for public distribution if requested. The meeting was adjourned at 11:18 a.m.

MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the March 28, 2023, meeting approved as presented.

DISTRESS WARRANTS

Darcy Nun, County Treasurer informed the Board that the two (2) distress warrants have been collected by the County Sheriff's Office.

Darcy also informed the Board that as of April 10th there is \$23,005.04 left to collect for delinquent real estate taxes.

CLAIMS

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

GENERAL FUND:

Amazon Capital Services	Sup	285.73
Applied Connective Technologies	Ser, Uti	4,152.10
Bear Graphics, Inc.	Sup	224.03
Jason Bepalec,MD	Ser	500.00
Black Hills Energy	Uti	2,317.77
Jerry Chapman	Mile	47.16
Clearfly	Uti	398.69
Cornerstone Bank	SS	5,920.17
Gaylord Craddock	Mile	66.81
Jill R. Cunningham	Rent	183.34
Eakes Office Solutions	Sup, Equip	2,644.38
Encartele, Inc.	Commissary	300.00
Patricia I. Engle	Meals	32.26
Erdkamp Motors	Rep, Main	2,559.37
Farmer & Son Funeral Homes, Inc.	Ser	2,870.00
Farmers Cooperative	Fuel	339.75
Fillmore County Clerk of the District Court	Fees	72.00
Fillmore County Court	Fees	689.70
Fillmore County Treasurer	Interest, Transfer	10,680.25
First Concord Benefits Group, LLC	Insur	1,996.86
Geneva Family Dentistry	Ser	325.00
Geneva Home Center	Sup	7.00
Geneva Super Foods	Sup	1,875.09
Geneva Tire and Auto, Inc.	Rep	1,484.72
Glenwood	Uti	309.75
Hall County Sheriff	Ser, Mile	18.33
Frances Heinrichs	Meals	34.32
Dawn M. Henry	Rent	183.33
Kimberly J. Hirth	Rent	183.33
Hometown Leasing	Ser	1,549.75
Jim's Repair	Rep, Main	568.86
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Uti	3,308.13
Kelch Plumbing, Heating & Refrigeration	Rep	186.03
Jerry Knoche	Mile	204.36
Kopchos Sanitation, Inc.	Uti	164.25
Stephen J. Kraviec	Ser, Post	1,875.92
Justin Kuntz	Ser, Mile	455.28
LECC/CA Association	Wksh	300.00
Madison National Life Insurance Co.	Insur	24.97
Mid-American Research Chemical	Sup	878.00
Midwest Radar & Equipment	Ser	80.00
Dr. Martin Miller	Ser, Mile	578.60
MIPS, Inc.	Ser	3,165.20
Amber Mulbery	Ser, Mile	447.82
Nebraska Assoc. of County Treasurers	Wksh	150.00
Nebraska Public Power District	Uti	722.27
The Nebraska Signal	Ads, Proc	248.60

April 11, 2023

OTA – Plate Pay	Misc	7.45
PurFoods, LLC	Meals	131.25
Quadient Finance USA, Inc.	Post	700.00
Region V Services	budget request	2,621.00
Retirement Plans Division of Ameritas	Ret	5,728.18
Blaine Richards	Mile	31.44
Alexis Schmidt	Mile	65.50
State of Nebraska DAS State Acctg.		
Central Finance	Ser	448.00
State of Nebraska Dept. of Correctional	Boarding prisoners	361.40
Thomas & Thomas Court Reporters	Ser, Mile	346.81
Unifirst Corp	Ser	486.32
US Bank CPS	Meals, Post, Sup, Lodging	3,668.99
USDA, APHIS, General	Ser	1,144.64
Brandy VanDeWalle	Uti, Mile, Lodging, Meals	341.41
Gary Warren	Mile	39.30
Weaver Pharmacy	Sup	139.22
Windstream	Uti	152.51
Woodward's Disposal Service, Inc.	Ser	85.00
York Heating & Air Conditioning, Inc.	Rep	157.50
Payroll	Salaries	86,242.18

ROAD/BRIDGE FUND:

Amazon Capital Services	Sup, Equip	166.69
Aurora Cooperative Elevator Co.	Fuel	3,060.00
Auto Value Parts Stores	Parts, Sup, Equip, Main	427.20
Paul Bauer	Ser	475.00
Black Hills Energy	Uti	1,302.17
Carquest of Geneva	Sup, Parts	171.77
Cornerstone Bank	SS	3,050.01
Eakes Office Solutions	Misc	5.79
Exeter Lumber, LLC	Sup	62.68
Farmers Cooperative	Fuel, Equip	8,550.02
Geneva Implement Co., Inc.	Rep	568.24
Geneva Super Foods	Sup	46.63
Geneva Tire and Auto, Inc.	Rep	1,333.73
Geneva Welding & Supply, Inc.	Sup, Equip	2,606.00
Glenwood Telecommunications, Inc.	Uti	64.95
Grafton Oil, Inc.	Fuel	958.42
Hometown Leasing	Ser	156.13
Kopchos Sanitation, Inc.	Uti	55.00
Lichti Oil	Fuel	6,115.20
Meyer Supply	Parts	181.13
MIPS, Inc.	Ser	147.20
Nebr Iowa Industrial Fasteners Corp	Sup	362.73
The Nebraska Signal	Ads	306.25
Nick's Farm Store Co.	Parts, Rep	92.25
NMC Exchange, LLC	Parts, Ser, Main	10,792.91
Perennial Public Power District	Uti	160.03
Power Plan	Parts	395.77
Retirement Plans Division of Ameritas	Ret	2,670.58
Sahling Kenworth, Inc.	Parts	308.99
Total Tool Supply, Inc.	Equip	442.67
Uline	Sup	155.32
US Bank CPS	Post, Uti	3.24
Verizon	Uti	547.11
Village of Exeter	Uti	22.25
Village of Fairmont	Uti	47.01
Village of Grafton	Uti	42.50
Village of Milligan	Uti	28.50
Village of Ohioa	Uti	48.00
Village of Shickley	Uti	75.28
Westover Rock & Sand, Inc.	Rock	8,719.75
Payroll	Salaries	40,278.05

REGISTER OF DEEDS PRESERVATION FUND:

MIPS, Inc.	Ser	148.48
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911 EMERGENCY MANAGEMENT FUND:

Glenwood	Uti	64.95
Windstream	Uti	1,729.75

HOSPITAL OPERATING FUND:

Fillmore County Hospital	March taxes	9,774.65
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CLAIMS

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

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

The Chairman declared the motion carried.

JAIL INSPECTION

Several Board members completed the jail inspection prior to the meeting and everything was in order. They will start the process of doing a kitchen remodel in the next budget cycle.

FEE REPORTS – MARCH 2023

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

County Clerk \$17,284.35 (State \$11,324.57 & County \$5,959.78)
Clerk of the District Court \$2,300.30
County Sheriff \$2,524.04

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DISCUSSION REGARDING ADDING TWO MONITORS/TVS FOR SECURITY IN DISPATCH

After discussion, Neiman moved and Graham seconded the motion to approve the addition of equipment to the security system and adding two monitors/TVs to the dispatch center for review of the security cameras within the jail and courthouse. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

OCCUPY COUNTY RIGHT-OF-WAY PERMIT

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

Paul Bettger – bury electric line on Road E between Road 10 and Road 11, SW ¼, Section 22 to the NW ¼, Section 27, West Blue Township. The owner will cooperate fully with the officials of Fillmore County and keep them fully and immediately informed of all construction or maintenance work required in the county right-of-way.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DRIVEWAY PERMIT

At the March 28th meeting, Wade Walters was present and requested an eighty (80) foot driveway for a new shop in the NW ¼, Section 19, Stanton Township.

After further discussion, Harre moved and Noel seconded the motion to approve the eighty (80) foot driveway on the west side of the NW ¼, Section 19 along Road 7 between Road P and Road Q and authorize the Highway Superintendent to sign permit. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DISCUSSION ON CUTTING BRUSH ON TOWNSHIP ROAD AND WHAT TO CHARGE

Highway Superintendent, Pat Halbur informed the Board that she has had a few townships request them to cut brush on township roads.

After discussion, Noel moved and Harre seconded the motion to allow the Road Department to cut brush along township roads and charge \$150.00 per hour. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

UPDATE REGARDING BRIDGE ON ROAD 4 BETWEEN ROAD U AND ROAD V

Pat Halbur, Highway Superintendent informed the Board the Speece Lewis Engineers sized the bridge located on Road 4 between Road U and Road V to be replaced with either twin or triple 72's. After discussion, the Board requested that twin 72's be placed here with headwalls and to start the process for bidding.

2023 FRACTURE CRITICAL BRIDGE INSPECTIONS WITH SPEECE LEWIS

After discussion and review, Neiman moved and Graham seconded the motion to approve the agreement with Speece Lewis Engineers to perform the fracture critical bridge inspection on C003000205, C003000605, C003001005, C003001520, C003002205, C003004420, C003004510, and C003010405 for a few of \$1,300.00 per bridge. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

QUARTERLY MEETING WITH APPOINTED DEPARTMENT HEADS

Todd Boller, Noxious Weed Superintendent; Shaundee Graham, Zoning Administrator; Brenda Motis; Senior Services Director; Richard Ellison; Building & Grounds; and Jean Engle, Emergency Manager gave their quarterly update to the Board.

ADJOURN

As there was no other business to come before the Board, Graham moved and Lightwine seconded the motion to adjourn until 9:00 a.m., April 25, 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

Attest

Chairman

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., April 25, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Neiman, Graham, Harre, Cerny, and Lightwine. The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication and a copy of the publication is on file in the County Clerk's office. All proceedings hereinafter shown were taken while the convened meeting was open to the public. The agenda was approved as presented. The Chairman noted that the public meeting guidelines are posted as required by law and available for public distribution if requested. The meeting was adjourned at 11:47 a.m.

MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the April 11, 2023, meeting approved as presented.

CLAIMS

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

GENERAL FUND:

AT & T Mobility	Uti	1,133.33
Bear Graphics, Inc.	Sup	258.39
Blue Cross Blue Shield of Nebraska	Insur	70,100.89
Blue To Gold, LLC	Training	1,490.00
Cornerstone Bank	SS	5,400.81
Diesel Pickup Shop	Rep	79.87
Encartel E, Inc.	Sup	300.00
Fillmore County Section 125	Misc	5,000.00
Fillmore County Treasurer	Transfer	60,000.00
First Concord Benefits Group, LLC	Insur, Ser	4,261.03
Fortify Group	Sup	40.00
Geneva Home Center	Sup	235.89
Geneva Tire and Auto, Inc.	Rep	45.00
Brandon Howland	Mile, Witness	132.66
Madison National Life Insurance Co.	Insur	317.96
Mid-American Research Chemical	Sup	685.00
Murray Law, PC, LLO	Ser	1,520.00
Nebraska Association of County Officials	Wksh	175.00
Nebraska Public Power District	Uti	944.55
Noel Lawn Care	Ser	232.38
Quadient Finance USA, Inc.	Post	700.00
Retirement Plans Division of Ameritas	Ret	5,283.33
Alexis Schmidt	Wksh	150.00
Secretary of State – Notary Division	Misc	30.00
State of Nebraska – DAS State Acctg.	Ser	43.88
State of Nebraska Health & Human Serv.	March patient care	93.00
Sullivan Shoemaker, PC, LLO	Ser	2,471.15
Svehla Law Offices, PC, LLO	Ser	598.50
WEX Bank	Fuel	3,094.09
Payroll	Salaries	79,323.33

ROAD/BRIDGE FUND:

AT & T Mobility	Uti	46.75
Aurora Cooperative Elevator Co.	Fuel	1,362.13
Barco Municipal Products, Inc.	Sup	862.12
C & M Supply, Inc.	Fuel	963.74
Cornerstone Bank	SS	3,016.25
Geneva Home Center	Parts, Sup	53.03
Grafton Mini-Mart	Fuel	143.41
Grafton Oil, Inc.	Fuel	1,439.18
J & A Traffic Products	Equip	3,260.00
Lichti Oil	Fuel	7,532.83
Martin Marietta	Rock	11,877.32
McCormick's Heating & A/C, Inc.	Rep	220.50
Michael Todd & Company, Inc.	Equip	12,253.26
Mid-Nebraska Aggregate, Inc.	Gravel	7,148.90
Nebraska Public Power District	Uti	451.65
Nichols Construction	Gravel	15,536.29
Perennial Public Power District	Uti	93.78
Quill, LLC	Equip	38.99
Retirement Plans Division of Ameritas	Ret	2,638.72
WEX Bank	Fuel	3,164.53
Western Oil 11, LLC	Fuel	201.09
Payroll	Salaries	39,806.10

INHERITANCE TAX FUND:

Security Equipment, Inc.	Equip, Ser	1,802.50
Woods Aitken, LLP	Ser	1,072.50

911 EMERGENCY MANAGEMENT FUND:

Andrews Electric Co., Inc.	Rep	431.80
Nebraska Public Power District	Uti	178.16
Windstream	Uti	33.67

CLAIMS

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

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

The Chairman declared the motion carried.

EXTENSION OFFICE UPDATE

Alexis Schmidt, Extension Assistant 4-H and Megan Burda, Engagement Zone Coordinator with UNL – Extension presented to the Board a Summary of 2022 as well as the activities they have been doing for the first quarter in 2023.

2023 1st QUARTER ACCOUNTABILITY STATEMENTS

After review, Neiman moved and Noel seconded the motion to approve the 2023 first (1st quarter accountability statements as presented from Clerk of the District Court, County Attorney, County Clerk (Section 125 and Register of Deeds), County Sheriff, and Soldier’s & Sailors accounts. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

2023 / 2024 SALARY COMMITTEE

After discussion, Harre moved and Neiman seconded the motion to appoint Mark Lightwine, Ralph Graham and Merle Noel to the 2023 / 2024 Salary Committee. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

NICHOLS SUBDIVISION

Shaundee Graham, Zoning Administrator presented the Nichols Subdivision located in the SE ¼, Section 3, Geneva Township.

After discussion, Cerny moved and Graham seconded the motion to approve the Nichols Subdivision as presented with the following legal description: **Lot 1:** a tract of land located in the Southeast Quarter of Section 3, Township 7 North, Range 3 West of the 6th P.M., Fillmore County, Nebraska, being described as follows: commencing at the Southeast corner of said Section 3: thence N0°06’42”W (assumed bearing), on the East line of the Southeast Quarter of said Section 3, a distance of 295.00 feet to the point of beginning; thence N89°59’02”W, a distance of 692.98 feet; thence N0°16’42”E; a distance of 450.00 feet; thence S89°09’13”E, a distance of 690.00 feet to the East line of the Southeast Quarter of said Section 3; thence S0°06’49”E, on said East line, a distance of 440.00 feet to the point of beginning containing 7.06 acres, more or less, including 0.33 acres, more or less, of County right-of-way. **Lot 2:** a tract of land located in the Southeast Quarter of Section 3, Township 7 North, Range 3 West of the 6th P.M., Fillmore County, Nebraska, being described as follows: commencing at the Southeast corner of said Section 3, this being the point of beginning; thence N89°59’01”W (assumed bearing) on the South line of said Southeast Quarter, a distance of 695.00 feet; thence N0°16’42”E, a distance of 295.00 feet; thence S89°59’02”E, a distance of 692.98 feet to the East line of said Southeast Quarter; thence S0°06’49”E, on said East line, a distance of 295.00 feet to the point of beginning containing 4.70 acres, more or less, including 0.73 acres, more or less, of County right-of-way.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

VOTIPKA SUBDIVISION

Zoning Administrator, Shaundee Graham presented the Votipka Subdivision located in the NE ¼, Section 18, Liberty Township.

After discussion, Lightwine moved and Graham seconded the motion to approve the Votipka Subdivision as presented with the following legal description: an area of land comprising a part of the Northeast Quarter (NE ¼), Section 18, Township 7 North, Range 1 West of the 6th P.M., more particularly described as follow: commencing at the Northeast corner of the Northeast Quarter Section 18, Township 7 North, Range 1 West and being the actual point of beginning; thence S 01°12'55"E, a distance of 766.79 feet; thence on the Chord of a curve to the left with a radius of 1465.50 feet, N 44°20'33"W, a distance of 1037.05 feet; thence N 87°59'02"E, a distance of 709.02 feet to the point of beginning containing 4.725 acres more or less.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

QUARTERLY ELECTED OFFICIALS' UPDATES

County Attorney, Jill Cunningham; County Sheriff, Steve Roemmich; Clerk of the District Court, Peggy Birky; County Assessor, Lynn Mussman; County Treasurer, Darcy Nun; and County Clerk, Amy Nelson; gave an update to the Board regarding each office over the last quarter.

EXECUTIVE SESSION

Sluka moved and Lightwine seconded the motion that the Fillmore County Board of Supervisors hold an executive session at this time pursuant to Section 84-1401, Reissue, Revised Statutes of Nebraska, 1943, to seek legal advice from counsel to protection the public interest and consider in executive session authorized by Statute to be discussed in executive session. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried and requested that the County Sheriff, County Clerk, and NIRMA attorney Pam Bourne remain. The executive session began at 11:00 a.m.

RETURN TO REGULAR SESSION

Neiman moved and Harre seconded the motion to return to open session at 11:47 a.m. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

ADJOURN

As there was no other business to come before the Board, Harre moved and Graham seconded the motion to adjourn until 9:05 a.m., May 9, 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

Attest

Chairman

The Fillmore County Board of Supervisors convened in open and public session at 9:05 a.m., May 9, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Neiman, Graham, Harre, Cerny, and Lightwine. The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication and a copy of the publication is on file in the County Clerk's office. All proceedings hereinafter shown were taken while the convened meeting was open to the public. The agenda was approved as presented. The Chairman noted that the public meeting guidelines are posted as required by law and available for public distribution if requested. The meeting was adjourned at 11:47 a.m.

MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the April 25, 2023, meeting approved as presented.

FILLMORE COUNTY DEVELOPMENT CORPORATION UPDATE

Eric Johnson, Director of the Fillmore County Development Corp., presented the results of the Business Retention & Expansion survey that was conducted of twenty-one (21) businesses for review. During the drive-thru job fair fifty-four (54) bags were handed out with lots of job opportunities. He also submitted the rehabilitation application and has twenty-five (25) home applications for these funds throughout the county.

CLAIMS

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

GENERAL FUND:

Action Auto Supply	Rep	36.57
All Around Lawn & Landscaping, LLC	Sup	820.00
Amazon Capital Services	Rep, Sup	193.61
Applied Connective Technologies	Ser	4,220.00
Auto Value Parts Stores	Rep	89.23
Black Hills Energy	Uti	864.21
Carrier Corporation	Main	3,232.02
City of Geneva	Uti	439.10
Clearlyfly	Uti	398.69
Cornerstone Bank	SS	5,747.91
Jill R. Cunningham	Rent	183.33
Diane Deepe	Ser	260.00
Dollar General – Regions 410526	Sup	125.10
Eakes Office Solutions	Sup	381.26
Patricia I. Engle	Meals	32.39
Exeter Senior Center	CASA & USDA Reim	531.50
Fairmont Aging Services	CASA & USDA Reim	2,338.10
Farmers Cooperative	Fuel	723.57
Fillmore County Clerk of the District Court	Fees	180.00
Fillmore County Medical Center	Ser	231.34
Fillmore County Sheriff	Fees	36.70
First Concord Group, Inc.	Insur	750.53
First Wireless, Inc.	Sup	88.45
Gage County Clerk of the District Court	Ser	3.50
Geneva Senior Center Foundation	CASA & USDA Reim	3,444.10
Geneva Super Foods	Sup	1,686.78
Geneva Tire & Auto, Inc.	Rep, Main	1,751.74
Glenwood	Uti	369.70
Heartland Bank	Sup	16.00
Dawn M. Henry	Rent	183.33
Kimberly J. Hirth	Rent	183.34
Holiday Inn Kearney	Lodging	249.90
The Home Depot Pro	Sup	754.46
Hometown Leasing	Ser	1,549.75
Intoximeters, Inc.	Sup	373.00
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Uti, Copies	3,502.18
Kopchos Sanitation, Inc.	Uti	164.25
Stephen J. Kraviec	Ser, Post	1,867.91
Lichti's Inc.	Equip	1,219.80
Midwest Court Reporting	Ser	165.00
MIPS, Inc.	Ser	3,165.20
MPH Industries, Inc.	Equip	79.90
Nebraska Association of County Officials	Wksh	275.00
Nebraska Public Power District	Uti	426.96
The Nebraska Signal	Pro, Ads	764.64
911 Custom	Equip	1,147.64
Noel Lawn Care	Ser	432.60
PolyExcel, LLC	Sup	2,367.79

May 9, 2023

Protex Central, Inc.	Ser	241.20
PurFoods, LLC	Meals	68.75
Quadient Finance USA, Inc.	Post	700.00
Retirement Plans Division of Ameritas	Ret	5,616.93
Rowley Law, LLC	Ser	2,157.50
Saunders County Sheriff	Ser	35.81
The Scarlet Hotel, a Tribute Portfolio	Lodging	196.00
Alexis Schmidt	Mile	107.42
Seward County Independent	Ads	102.50
State of Nebraska DAS State Acctg Central	Ser	448.00
Unifirst Corporation	Ser	486.32
University of Nebraska – Lincoln	3 rd Qrt 4-H Asst	2,326.22
US Bank, CPS	Post, Sup, Wksh, Equip	1,671.00
Brandy VanDeWalle	Uti, Mile, Sup	81.24
Van Diest Supply Co.	Sup	25,262.80
Warne Chemical & Equipment Co.	Rep	176.70
Weaver Pharmacy	Sup	162.51
Windstream	Uti	142.70
Woodward's Disposal Service, Inc.	Ser	80.00
York County Treasurer	Lodging, Ser	10,190.00
Payroll	Salaries	84,189.96

ROAD/BRIDGE FUND:

Action Auto Supply	Sup	137.27
Auto Value Parts Stores	Parts, Main	344.07
Paul Bauer	Ser	390.00
Beatrice Sand & Gravel	Gravel	20,005.49
Black Hills Energy	Uti	385.07
Carquest of Geneva	Parts	155.49
City of Geneva	Uti	329.96
Cornerstone Bank	SS	2,414.99
Exeter Lumber, LLC	Sup, Misc	74.68
Farmers Cooperative	Fuel	97.12
Geneva Implement Co., Inc.	Rep	14.04
Geneva Super Foods	Sup	5.67
Geneva Tire & Auto, Inc.	Rep, Tires	1,880.20
Geneva Welding & Supply, Inc.	Rep, Sup	131.47
Glenwood Telecommunications, Inc.	Uti	64.95
Grafton Oil, Inc.	Fuel	1,256.00
Hometown Leasing	Ser	156.13
Kopchos Sanitation, Inc.	Uti	55.00
Lichti Oil	Fuel, Rep	7,801.87
MIPS, Inc.	Ser	147.20
The Nebraska Signal	Ads	245.00
Nick's Farm Store Co.	Sup, Equip	712.98
NMC Exchange, LLC	Rep, Ser, Parts	12,740.32
Perennial Public Power District	Uti	89.88
Retirement Plans Division of Ameritas	Ret	2,109.49
Sapp Bros, Inc. – York	Fuel	5,367.18
Transit Works	Rep	110.00
Verizon	Ser	160.05
Village of Exeter	Uti	22.25
Village of Fairmont	Uti	21.90
Village of Grafton	Uti	42.52
Village of Shickley	Uti	75.28
Windstream	Uti	345.45
Payroll	Salaries	31,955.64

REGISTER OF DEEDS PRESERVATION FUND:

MIPS, Inc.	Ser	148.48
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911 EMERGENCY MANAGEMENT FUND:

Glenwood	Uti	64.95
Holiday Inn – Kearney	Lodging	392.00
Windstream	Uti	1,729.75

HOSPITAL OPERATING FUND:

Fillmore County Hospital	April taxes	23,504.07
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CLAIMS

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

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

The Chairman declared the motion carried.

FEE REPORTS

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

County Clerk \$10,384.07 (State \$6,639.69 & County \$3,744.38)
Clerk of the District Court \$1,505.13
County Sheriff \$2,051.65

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

GENEVA TOWNSHIP BUDGET PREPARATION

Cerny moved and Harre seconded the motion to approve Manning & Associates, PC to prepare the 2023/2024 budget for Geneva Township. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

BRYANT TOWNSHIP BUDGET PREPARATION

Neiman moved and Noel seconded the motion to approve Manning & Associates, PC to prepare the 2023/2024 budget for Bryant Township. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

ENGINEERING & CONSULTANT AGREEMENT WITH SPEECE LEWIS

After review, Graham moved and Neiman seconded the motion to approve the engineering and consultant agreement with Speece Lewis Engineers effective January 1, 2023 to December 31, 2023. Upon roll call the vote was as follows:

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

The Chairman declared the motion carried.

EAST BUILDING HVAC SYSTEM DISCUSSION

Supervisor Cerny informed the Board that the HVAC system on the north end of the East Building (for the fitness center) needs to be replaced after review by Kelch Plumbing, Heating, & Refrigeration.

After review of the proposal, Neiman moved and Noel seconded the motion to approve the proposal from Kelch Plumbing, Heating & Refrigeration in the amount of \$8,950.00 (bid did not include putting unit on the roof and removing old unit – will be an additional amount) to replace the furnace and air conditioning unit on the north end of the East Building. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DISCUSSION REGARDING HVAC SYSTEM AT COURTHOUSE

After discussion, the Board requested that the County Clerk start advertising for bids to replace the chiller system for the courthouse.

AUDIT AGREEMENT WITH CONTRYMAN ASSOCIATES

After review and discussion, Neiman moved and Cerny seconded the motion to approve and sign the agreement with Contryman Associates, PC for perform the 2023, 2024, and 2025 audit for the County. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

EXECUTIVE SESSION

Sluka moved and Lightwine seconded the motion that the Fillmore County Board of Supervisors hold an executive session at this time pursuant to Section 84-1401, Reissue, Revised Statutes of Nebraska, 1943, to discuss potential liability and to protection the public interest and consider in executive session authorized by Statute to be discussed in executive session. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried and requested that the County Sheriff and County Clerk remain. The executive session began at 10:01 a.m.

RETURN TO REGULAR SESSION

Lightwine moved and Harre seconded the motion to return to open session at 10:06 a.m. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

HEALTH INSURANCE FOR 2023 / 2024

After discussion, Graham moved and Cerny seconded the motion to remain with Blue Cross Blue Shield of Nebraska for fiscal year 2023/2024 selecting the \$1,600.00 deductible plan. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DISCUSSION WITH GLENWOOD REGARDING CURRENT BROADBAND PROJECT AND ADDITIONAL GRANT OPPORTUNITIES

Josh Henderson, Project Manager; Jennifer Reiman, Director of Business Development; Allison Fritsche, Sales Manager; and Aaron Wescoat, Mapping Specialist with Glenwood informed the Board that the current broadband project was almost complete and reached approximately ninety-three (93) locations as well as fiber to every town.

Jennifer provided a map showing forty-eight (48) unserved (<25/3Mbps) locations to submit for the next round of Broadband Bridge grants, which are due July 3rd. She asked if the county would be interested in partnering with Glenwood again to provide a 25% match for this next round of grants. The Board, Jennifer, and Josh had lots of discussion and will discuss further at the May 23rd meeting.

DISCUSSION WITH BENEFIT MANAGEMENT

Dustin Will, Registered Representative with Benefit Management requested that the Board allow him to get an employee census and see if there were other health insurance options. After discussion, the Board agreed to allow Benefit Management to start this process.

ADJOURN

As there was no other business to come before the Board, Graham moved and Lightwine seconded the motion to adjourn until 9:00 a.m., May 23, 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

Attest

Chairman

The Fillmore County Board of Supervisors convened in open and public session at 9:08 a.m., May 23, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Graham, Cerny, and Lightwine. Harre and Neiman were absent. The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication and a copy of the publication is on file in the County Clerk's office. All proceedings hereinafter shown were taken while the convened meeting was open to the public. The agenda was approved as presented. The Chairman noted that the public meeting guidelines are posted as required by law and available for public distribution if requested. The meeting was adjourned at 11:32 a.m.

MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the May 9, 2023, meeting approved as presented.

SOUTHEAST NEBRASKA ADULT DRUG COURT

Chris Reece, Problem Solving Court Coordinator presented an annual review, new interlocal agreement, and budget request of 1,711.00 for fiscal year 2023/2024.

SOUTHEAST NEBRASKA ADULT DRUG COURT INTERLOCAL AGREEMENT

After discussion, Graham moved and Cerny seconded the motion to approve the interlocal agreement for Southeast Nebraska Adult Drug Court with Saline, Jefferson, Thayer, Fillmore and Gage beginning July 1, 2023 and ending June 30, 2024. Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Lightwine, Noel, and Sluka
Nays: None

The Chairman declared the motion carried.

CLAIMS

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

GENERAL FUND:

Aging Partners	Ser, Main	675.00
AT & T Mobility	Uti	1,133.33
Blue Valley Community Action Partnership	budget request	5,000.00
Chaney Chemical, Inc.	Sup	600.40
Dick Charlson	Mile	37.99
Cornerstone Bank	SS	5,537.05
Jill R. Cunningham	Meals	41.40
Dispatch Telecom Services, LLC	Equip	22,290.55
Sharon Elznic	Mtgs, Mile	66.68
Exeter Senior Center	USDA pass thru	38.50
Fairmont Aging Services	USDA pass thru	130.20
Fillmore County Medical Center	Ser	75.32
Fillmore County Treasurer	Transfer	25,000.00
Fillmore County Treasurer	Opioid transfer	6,594.03
First Concord Benefit Group, LLC	Insur, Ser	2,824.94
Galls, LLC	Sup	138.31
Geneva Home Center	Sup	281.60
Geneva Senior Center Foundation	USDA pass thru	456.40
Geneva Tire & Auto, Inc.	Rep	389.94
Richard Girmus	Mtgs, Mile	45.72
gWorks	Ser	18,846.60
Matt Hafer	Mtgs, Mile	50.96
Matt Harre	Mtgs, Mile	71.92
The Home Depot Pro	Sup	522.75
Kansas Turnpike Authority	Misc	23.00
Brendon Kegin	Meals, Fuel	166.28
LaQuinta Inn & Suites	Lodging	827.70
Madison National Life Insurance Co.	Insur	195.06
Maximus Consulting Services, Inc.	Ser	596.38
Midwest Connect	Sup	59.00
Morley Most	Mtgs, Mile	71.92
Nebraska Association of County Officials	Wksh	275.00
Nebraska County Attorneys Association	Wksh, Dues	757.00
Mariah Newmyer	Mile	382.52
Reg Noel	Mtgs, Mile	34.65
Protex Central, Inc.	Ser, Main	760.95
Quadient Finance USA, Inc.	Post	700.00
Quadient Leasing USA, Inc.	Ser	948.63
Retirement Plans Division of Ameritas	Ret	5,441.35

May 23, 2023

Lon Schoenholz	Rep	1,144.50
Secretary of State / Notary Division	Misc	30.00
Security Equipment, Inc.	Ser	939.00
Skalka & Baack Law Firm	Ser	2,343.52
State of Nebraska DAS State Accounting	Ser	43.88
State of Nebraska Dept. of Correctional	Boarding prisoner	2,889.13
State of Nebraska Health & Human Serv.	Ser	90.00
Allen Stuckey	Mtgs, Mile	69.30
Svehla Law Offices, PC, LLO	Ser	788.50
34 Electric, LLC	Rep	127.19
University of Nebraska – Lincoln Extension	Equip	2,762.87
US Bank	Equip, Rep	1,923.55
Daniel L. Werner	Meals, Mile	184.57
WEX Bank	Fuel	3,642.04
Payroll	Salaries	81,433.56

ROAD/BRIDGE FUND:

AT & T Mobility	Uti	46.75
Blue Valley Door Co., Inc.	Rep	2,177.76
Heather Clark	Ser	130.00
Cornerstone Bank	SS	2,541.42
Geneva Home Center	Rep, Sup	90.14
Grafton Oil, Inc.	Fuel	1,336.41
gWorks	Ser	3,174.80
J & A Traffic Products	Equip	2,550.00
John Deere Financial	Sup	46.35
Nebraska Public Power District	Uti	241.97
Perennial Public Power District	Uti	95.04
Retirement Plans Division of Ameritas	Ret	2,221.56
Riekes Equipment	Rep	316.28
Speece Lewis Engineers	Ser	920.00
US Bank CPS	Post, Uti	48.84
WEX Bank	Fuel	2,939.85
Payroll	Salaries	33,615.78

INHERITANCE TAX FUND:

Security Equipment, Inc.	Equip	1,802.50
Woods Aitken, LLP	Ser	877.50

911 EMERGENCY MANAGEMENT FUND:

Nebraska Public Power District	Uti	154.55
Windstream	Uti	33.67

AG SOCIETY BOND FUND:

Union Bank & Trust Company	Principal & Interest	71,364.37
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CLAIMS

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

Ayes: Cerny, Graham, Lightwine, Noel, and Sluka
Nays: None

The Chairman declared the motion carried.

DISCUSSION REGARDING CASH-IN-LIEU PROGRAM FOR HEALTH INSURANCE

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

RESOLUTION #2023 - 11

WHEREAS, the Supervisors of Fillmore County consent to adoption of Cash-In-Lieu as an option to our group medical insurance available to the elected officials and full-time employees of Fillmore County, Nebraska, and

WHEREAS, those elected officials and full time employees of Fillmore County, Nebraska electing to participate in the Cash-In-Lieu option, after presenting notice of Proof of Coverage and submitting a signed Affidavit of Other Coverage to the Supervisors of Fillmore County, Nebraska be eligible for said cash-in-lieu benefits in the amount of \$650.00 monthly, beginning July 1, 2023.

THEREFORE, IT IS RESOLVED BY THE FILLMORE COUNTY BOARD OF SUPERVISORS that the Cash-In-Lieu Option offered by First Concord Benefits Group be offered to those elected officials and full-time Fillmore County employees wishing to participate according to the above requirements. Said Cash-In-Lieu payment shall be addressed as monthly income and all withholding requirements will be administered accordingly.

Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Lightwine, Noel, and Sluka
Nays: None

The Chairman declared the resolution adopted.

**COPIER LEASE WITH EAKES FOR COUNTY ASSESSOR, ATTORNEY, CLERK, TREASURER, SHERIFF,
AND EAST OFFICE BUILDING**

After discussion, Graham moved and Cerny seconded the motion to approve the lease with Eakes Office Supply for copiers in the County Assessor, Attorney (changing to a color machine), Clerk, Treasurer, Sheriff, and East Office building and add gold fax service. Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Lightwine, Noel, and Sluka
Nays: None

The Chairman declared the motion carried.

DISCUSSION REGARDING DUSTLOCK WITH KENT MANNING

After further investigation of material by Kent Manning and Highway Superintendent, they will not proceed with discussion at this time. If Dustlock can provide a location where this has been placed, the Highway Superintendent would like to see how works.

ENGINEERING AGREEMENT WITH SPEECE LEWIS FOR BRIDGE IN BRYANT TOWNSHIP

After discussion, Noel moved and Graham seconded the motion to approve the engineering agreement with Speece Lewis for the bridge project between Sections 10 and 15, Bryant Township on Road 4 for \$12,350.00. Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Lightwine, Noel, and Sluka
Nays: None

The Chairman declared the motion carried.

DISCUSSION REGARDING MOTOR GRADER SURPLUS OR REBUILD

Highway Superintendent, Pat Halbur informed the Board that the new motor grader was delivered and wondered if the Board wanted to sell or rebuild the old/used one. Mike Rath and Frank Richards with the Grafton Township would like to purchase this motor grader if the county is selling it. After discussion, the Board requested this be tabled until the June 13th meeting.

LIQUOR LICENSE HEARING FROM CASEY'S RETAIL COMPANY #4375

Chairman Sluka opened the hearing at 10:16 a.m. as advertised.

Cerny moved and Lightwine seconded the motion to close the liquor license hearing at 10:20 a.m. as no one appeared to testify for or against. Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Lightwine, Noel, and Sluka
Nays: None

The Chairman declared the motion carried.

CASEY'S RETAIL COMPANY #4375 LIQUOR LICENSE

Graham moved and Lightwine seconded the motion to approve the application for liquor license for Casey's Retail Company #4375 (Milligan) as presented. Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Lightwine, Noel, and Sluka
Nays: None

The Chairman declared the motion carried.

**DISCUSSION REGARDING MEMORANDUM OF UNDERSTANDING WITH GLENWOOD FOR BROADBAND
BRIDGE GRANT**

Allison Fritsche, Sales Manager; and Aaron Wescoat, Mapping Specialist with Glenwood informed the Board that the Broadband Bridge Grant would be due June 26th with an award date of December 6, 2023. This round of grants would provide fiber to forty-eight (48) unserved (<25/3Mbps) locations in Fillmore County.

After discussion, Sluka moved and Lightwine seconded the motion to approve the Memorandum of Understanding with Glenwood for the Broadband Bridge grant with the County's 25% matching of \$250,000.00 coming from the Inheritance Tax Fund. Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Lightwine, Noel, and Sluka
Nays: None

The Chairman declared the motion carried.

ANNUAL REPORT AND BUDGET REQUEST FROM USDA WILDLIFE SERVICES

Nicole Swartz SDA/APHIS Wildlife Services presented the annual report and budget request of \$12,520.61 for fiscal year 2023/2024.

CONTRACT FOR USDA WILDLIFE SERVICES

After discussion, Cerny moved and Noel seconded the motion to approve the USDA Wildlife Services contract beginning July 1, 2023 and ending June 30, 2024 in the amount of \$12,520.61. Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Lightwine, Noel, and Sluka
Nays: None

The Chairman declared the motion carried.

OTHER BOARD DISCUSSION

Board members discussed the starting wages; leaving the lower end and raising the top starting with \$1.00 to \$2.00. Discussed the current wages of deputies within the Sheriff's office and the salary committee will meet with Sheriff Roemmich this week. Chief Deputy McFarland will talk to York County regarding the K9.

ADJOURN

As there was no other business to come before the Board, Graham moved and Lightwine seconded the motion to adjourn until 9:05 a.m., June 13, 2023. Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Lightwine, Noel, and Sluka
Nays: None

The Chairman declared the motion carried.

Attest

Chairman

The Fillmore County Board of Supervisors convened in open and public session at 9:06 a.m., June 13, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Neiman, Graham, Harre, Cerny, and Lightwine. The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication and a copy of the publication is on file in the County Clerk's office. All proceedings hereinafter shown were taken while the convened meeting was open to the public. The agenda was approved as presented. The Chairman noted that the public meeting guidelines are posted as required by law and available for public distribution if requested. The meeting was adjourned at 2:23 p.m.

MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the May 23, 2023, meeting approved as presented.

DISCUSSION REGARDING K-9 WITH BRENDON KEGIN

Brendon Kegin, previous K-9 handler requested that "Java" be retired as a K-9 for Fillmore County due to his resignation with Fillmore County. After discussion, no motion was made.

DRIVEWAY PERMIT

After review, Lightwine moved and Graham seconded the motion to approve the 60 ft driveway permit as presented by Brian Mussman located on Road U between Road 20 and Road 21, Franklin Township. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DISCUSSION WITH NMC REGARDIND REMAN MOTOR GRADER

Joe Walker, Product Support Sales Representative presented two different options for the Board to reman a 2014 CAT 12M2 motor grader with one being a complete reman for \$349,500.00 or a modified version for \$292,249.39 (less the recondition of hydraulic system and front axle).

After discussion, Harre moved and Lightwine seconded the motion to approve the reman of the 2014 CAT 12M2 for \$292,249.39 with the Highway Superintendent authorizing the paint and decal if needed, with is a value of \$20,000.00. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DISCUSSION REGARDING PURCHASE OF EXTENDED WARRANTY ON 2019 JD MOTOR GRADER

Cody Cure, with Murphy Tractor & Equipment presented two extended warranty options for the 2019 John Deere motor grader: extended comprehensive warranty for \$18,817.38 or extended warranty until 4800 hours for \$14,623.20. After discussion, no motion was made by the Board.

DISCUSSION REGARDING SERVICE CONTRACT WITH MURPHY TRACTOR

Cody Cure, with Murphy Tractor & Equipment presented two options regarding a service contract for John Deere machines. Options would be service every 250 hours or every 500 hours. After discussion, the Board requested the Highway Superintendent to research the current contract with NMC on these motor graders and it will be discussed at the next meeting.

FILLMORE COUNTY DEVELOPMENT CORPORATION UPDATE

Eric Johnson, Director of Fillmore County Development Corporation presented the Board on current and upcoming projects/events.

UPDATE FROM ADRIAN SMITH'S OFFICE

Jared Reimers with Adrian Smith's office out of Grand Island presented an update to the Board of current legislation from Senator Adrian Smith's office.

CLAIMS

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

GENERAL FUND:

Action Auto Supply

Rep

9.44

June 13, 2023

Aging Partners	Sup	33.95
Amazon Capital Services	Sup, Equip	1,322.12
Applied Connective Technologies	Ser	4,190.10
Auto Value Parts Stores	Rep	3.19
Bi-Versal Services, LLC	Ser	808.85
Peggy Birky	Meals	21.50
Black Hills Energy	Uti	305.08
Buffalo County Sheriff	Ser	19.00
Carrier Corporation	Main	3,050.00
Chaney Chemical, Inc.	Sup	242.50
City of Geneva	Uti	994.95
Clay County Sheriff Dept	Boarding prisoner's	260.00
Clearfly	Uti	398.69
Communications Engineering, Inc.	Rep	523.20
Cornerstone Bank	SS	5,177.80
Jill R. Cunningham	Rent	183.33
Dollar General – Regions 410526	Sup	13.00
Eakes Office Solutions	Sup	4,338.16
Election Systems & Software, Inc.	Rep	126.79
Faller Landsape	Misc	3,569.72
Farmers Cooperative	Fuel	474.07
Fillmore County Clerk of the District Court	Ser	36.00
Fillmore County Treasurer	Transfer	125,000.00
First Concord Benefits Group	Insur, Ser	2,647.61
Fortify Group	Sup	80.00
Geneva Super Foods	Sup	1,562.89
Geneva Tire and Auto, Inc.	Rep, Main	296.53
Glenwood	Uti	309.75
Hall County Sheriff's Office	Ser	24.85
HD Arms, LLC	Sup	1,161.50
Dawn M. Henry	Rent	183.34
Kimberly J. Hirth	Rent	183.33
Hometown Leasing	Ser	1,549.75
Justice Data Solutions, Inc.	Main	2,900.00
Maddie Kamler	Mile	22.28
Kelch Plumbing, Heating & Refrigeration	Rep	110.80
Kopchos Sanitation, Inc.	Ser	206.25
Stephen J. Kraviec	Ser, Post	1,868.54
Lancaster County Sheriff	Ser	19.37
Mid-American Research Chemical	Sup	592.00
Midwest Connect	Ser	540.00
MIPS, Inc.	Ser	3,165.20
Monument Inn & Suites	Lodging	210.00
Murray Law PC, LLO	Ser	3,040.00
Nebraska Association of County Officials	Wksh	270.00
Nebraska Public Power District	Uti	544.71
The Nebraska Signal	Ads, Pro	586.26
Mariah Newmyer	Mile	26.20
Noel Lawn Care	Ser	232.38
North American Invasive Species Management Association	Wksh	650.00
Postmaster	Misc	1,004.00
Precision Signs & Graphics, LLC	Sup	25.00
PurFoods, LLC	Meals	431.25
Quadient Finance USA, Inc.	Post	700.00
Relentless LLC/DBA Desert Snow	Wksh	649.00
Retirement Plans Division of Ameritas	Ret	5,367.38
Secretary of State – Notary Division	Sup	30.00
State of Nebraska DAS State Accounting	Ser	44.00
State of Nebraska DAS Central Finance	Ser	448.00
State of Nebraska Dept. of Correctional	Boarding prisoner's	2,710.50
Sullivan Shoemaker PC, LLO	Ser	2,961.60
TK Elevator Corporation	Ser	318.90
Unifirst Corporation	Ser	607.90
Univeristy of Nebraska – Lincoln	Lodging	104.80
UNL Print & Copy Services	Sup	162.60
US Bank CPS	Sup, Meals, Post	1,790.50
Brandy VanDeWalle	Mile, Wksh, Uti	538.55
Weaver Pharmacy	Sup	231.23
Western Oil II, LLC	Fuel	87.00
Windstream	Uti	144.07
Woodward's Disposal Service, Inc.	Ser	80.00
Payroll	Salaries	81,644.98

ROAD/BRIDGE FUND:

Action Auto Supply	Sup	72.79
Amazon Capital Services	Sup	107.46
Auto Value Parts Stores	Parts, Sup, Main	439.10
Paul Bauer	Main	510.00

June 13, 2023

Beatrice Sand and Gravel	Gravel	13,553.49
Bi-Versal Services, LLC	Ser	1,225.09
Black Hills Energy	Uti	120.32
City of Geneva	Uti	63.95
Contech Engineered Solutions, LLC	Culverts	29,552.00
Cornerstone Bank	SS	2,510.01
Exeter Lumber, LLC	Sup, Parts	96.33
Farmers Cooperative	Fuel	85.08
Geneva Dirtworks, Inc.	Grading	27,000.00
Geneva Implement Co., Inc.	Parts, Rep	792.34
Geneva Tire and Auto, Inc.	Rep, Tires	10,593.05
Geneva Welding & Supply, Inc.	Parts, Sup	354.44
Glenwood Telecommunications, Inc.	Uti	64.95
Grafton Oil, Inc.	Fuel	2,290.77
Hometown Leasing	Ser	156.13
Kopchos Sanitation, Inc.	Uti	55.00
Lichti Oil	Fuel	8,983.02
Martin Marietta	Rock	2,978.75
Medical Enterprises, Inc.	Sup, Ser	110.00
MIPS, Inc.	Ser	147.20
Mussman Excavating	Main	1,522.50
The Nebraska Signal	Ads	306.25
Newman Signs, Inc.	Equip	14,013.66
Nichols Construction	Gravel	72,619.23
Nick's Farm Store Co.	Sup	45.53
NMC Exchange, LLC	Parts, Ser, Main	14,110.99
Perennial Public Power District	Uti	62.09
Platte Valley Communications	Equip	288.00
Postmaster	Misc	178.00
Power Plan	Parts	597.18
Retirement Plans Division of Ameritas	Ret	2,193.61
Sapp Bros, Inc. – York	Fuel	4,359.90
Verizon	Ser	510.30
Village of Exeter	Uti	22.25
Village of Fairmont	Uti	46.83
Village of Grafton	Uti	43.98
Village of Shickley	Uti	78.09
Western Oil II, LLC	Fuel	220.91
Westover Rock & Sand, Inc.	Rock	5,205.13
Windstream	Uti	171.93
Payroll	Salaries	33,201.81

REGISTER OF DEEDS PRESERVATION FUND:

MIPS, Inc.	Ser	148.48
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INHERITANCE TAX FUND:

Zelle, LLC	Ser	6,500.00
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911 EMERGENCY MANAGEMENT FUND:

Glenwood	Uti	64.95
Windstream	Uti	1,763.42

HOSPITAL OPERATING FUND:

Fillmore County Hospital	May taxes	11,587.42
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CLAIMS

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

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

The Chairman declared the motion carried.

FEE REPORTS

After review, Lightwine moved and Noel seconded the motion to approve the May 2023 fee reports as presented:

County Clerk \$11,124.05 (State \$7,280.21 & County \$3,843.84)
Clerk of the District Court \$1,603.92
County Sheriff \$1,517.22

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

COURTHOUSE LAWN SPRAYING BIDS

The following bids were received for lawn spraying of the courthouse:

<u>Bidder:</u>	<u>Applications:</u>	<u>Price:</u>
Noel Lawn Care	#2 Pre-emergent, Weed Control, Fertilizer	\$1,764.00
	#3 Grub control, Fertilizer	\$1,764.00
	#4 Weed control, Fertilizer	\$1,764.00
Bi-Versal Services, LLC	#2 Fertilizer, pre-emergent and spot spraying	\$ 950.00
	#3 Fertilizer, grub control and spot spraying	\$ 950.00
	#4 Fertilizer	\$ 950.00
Taylor Lawn Sprinklers	#2 Dry + Pre-emergent	\$1,430.00
	#3 Dry + grub control	\$1,430.00
	#4 Fertilizer and nutrient packages	\$1,320.00
Flagstone Lawns, LLC	#2 grub, flea & tick control, spray treatment, weed Control, & fertilizer	\$2,104.56
	#3 grub control, fertilizer, spot spray	\$2,104.56
	#4 dandelion, broadleaf, weed control plus fertilizer	\$2,104.56

After discussion, Harre moved and Neiman seconded the motion to award the bid to Noel Lawn Care in the amount of \$5,292.00. Upon roll call, the vote was as follows:

Ayes: Cerny, Graham. Harre, Neiman, and Sluka
Nays: Lightwine Abstaining due to conflict of interest: Noel

The Chairman declared the motion carried.

AREA WIDE COUNCIL FOR AGING PARTNERS

Noel moved and Graham seconded the motion to re-appoint Linda Heinisch to the Area Wide Council for Aging Partners for a three-year term beginning July 1, 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

AMENDMENT TO CARE MANAGEMENT CONTRACT FOR 2023/2024

After review and discussion, Neiman moved and Harre seconded the motion to approve the amendment to the Care Management Contract beginning July 1, 2023 to June 30, 2024 in the amount of \$23,625.00. Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Harre, Lighwine, Neiman, Noel, and Sluka
Nays: None

The Chairman declared the motion carried.

DISCUSSION REGARDING PROPOSED FULL TIME SENIOR SERVICES ASSISTANT

Senior Services Director, Brenda Motis proposed the part-time Senior Services Assistant be moved to full-time.

After discussion, Harre moved and Noel seconded the motion to approve the full time Senior Services Assistant effective for 2023/2024 budget year. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

INSURANCE PROPOSAL DISCUSSION WITH NACO BENEFIT SERVICES

Mike Boden, with NACO Benefit Services provided information and insurance proposals to the Board for their review. Further discussion regarding these proposals will be discussed at a future meeting.

BRAVEBE CHILD ADVOCACY CENTER SERVICE AGREEMENT

After discussion, Lightwine moved and Neiman seconded the motion to approve the BraveBe Child Advocacy Center Service Agreement beginning July 1, 2023 to June 30, 2024 for \$2,250.00. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

BRYANT TOWNSHIP ENGAGEMENT LETTER FOR 2023/2024 BUDGET WITH MANNING ASSOCIATION

Neiman moved and Harre seconded the motion to approve the engagement letter with Manning Association for Bryant Township for the 2023/24 budget. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

GENEVA TOWNSHIP ENGAGEMENT LETTER FOR 2023/2024 BUDGET WITH MANNING ASSOCIATION

Cerny moved and Graham seconded the motion to approve the engagement letter with Manning Association for Geneva Township for the 2023/24 budget. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

APPROVE MANAGER FOR HIDDEN HILLS COUNTRY CLUB LIQUOR LICENSE

Lightwine moved and Graham seconded the motion to approve the manager change for Hidden Hills Country Club liquor license #IK-014224 to Nicole Miller. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

GEOCOMM GIS DATA MAINTENANCE RENEWAL CONTRACT

After discussion, Neiman moved and Graham seconded the motion to approve the renewal contract with GeoComm GIS Data Maintenance beginning July 1, 2023 to June 30, 2028. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

EXTENSION OFFICE UPDATE

Brandy VanDeWalle gave an update to the Board of activities and projects they are working on. She also showed them the virtual equipment that she has received through a grant.

SAFETY COMMITTEE UPDATE

Jean Engle, Whitney Peppard, and Mark Lightwine informed the Board that they had completed a walk around of all three (3) buildings and presented a listing of all the findings for review and will be further discussed at a later date.

EMERGENCY MANAGER VEHICLE

Emergency Manager, Jean Engle, informed the Board that she would like to purchase an SUV. Her current pickup is not suitable for all the equipment she must carry with her and there are things that cannot be placed in the bed of the pickup because of the fine dust that can accumulate in printers and other electronic supplies.

After discussion, the Board gave approval for the purchase of an SUV from the State bid and the current pickup will be transferred to the Road Dept, and we will be selling the extra pickup and camper.

AXON TASER AGREEMENT

After discussion, Cerny moved and Lightwine seconded the motion to approve the five (5) year lease with Axon for new tasers for a total of \$31,674.60 over the five years. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

ADDING TWO NEW AXON IN-CAR CAMERAS

After discussion, Lightwine moved and Neiman seconded the motion to approve adding two new Axon in-car cameras in the new vehicles for forty (40) months for a total amount of \$20,719.20. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

UPDATE AND ADD CAMERAS TO THE JAIL WITH SEI SECURITY

After discussion, Lightwine moved and Noel seconded the motion to approve updating and adding three (3) to four (4) cameras in the jail for approximately \$15,000.00. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

ADJOURN

As there was no other business to come before the Board, Lightwine moved and Graham seconded the motion to adjourn until 9:05 a.m., June 27, 2023. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

Attest

Chairman

The Fillmore County Board of Supervisors convened in open and public session at 9:10 a.m., June 27, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Neiman, Graham, Harre, Cerny, and Lightwine. The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication and a copy of the publication is on file in the County Clerk's office. All proceedings hereinafter shown were taken while the convened meeting was open to the public. The agenda was approved as presented. The Chairman noted that the public meeting guidelines are posted as required by law and available for public distribution if requested. The meeting was adjourned at 2:45 p.m.

MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the June 13, 2023, meeting approved as presented.

NIRMA INSURANCE FOR 2023/2024

After discussion, Neiman moved and Lightwine seconded the motion to approve the NIRMA Insurance for fiscal year 2023/2024 increasing deductibles to \$1,000.00 for auto/mobile equipment physical damage and \$2,500.00 for building & contents deductible. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

GENEVA TOWNSHIP CLAIM

After review, Cerny moved and Graham seconded the motion to approve the claim from Fillmore County Road Department in the amount of \$8,547.50 for Geneva Township and to direct the County Treasurer to pay the bill as presented. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

BRYANT TOWNSHIP CLAIM

After review, Graham moved and Neiman seconded the motion to approve the claim from Fillmore County Road Department in the amount of \$9,183.00 for Bryant Township and to direct the County Treasurer to pay the bill as presented. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

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
Amazon Capital Services	Sup, Equip	451.52
AT & T Mobility	Uti	1,123.23
Auto Value Parts Stores	Rep, Sup	176.00
Axon Enterprises, Inc.	Main	4,854.60
Carquest of Geneva	Sup	29.99
Comfort Inn	Lodging	239.90
Cornerstone Bank	SS	5,957.10
Consolidated Management Company	Meals	124.50
Crowne Plaza Kearney	Lodging	699.75
Exeter Senior Center	USDA Reim	38.50
Fairmont Aging Services	USDA Reim	120.40
Fillmore County Hospital	Ser	178.08
Fillmore County Sheriff	Ser, Mile	74.80
Fillmore County Treasurer	Transfer	540,000.00
First Wireless, Inc.	Equip	5,126.82
Geneva Hom Center	Sup	88.60
Geneva Senior Center Foundation	USDA Reim	368.90
Geneva Tire and Auto, Inc.	Rep, Tires, Main	328.95
GeoComm	Main, Ser	3,300.00
Deborah Hoarty	Mile	82.53
Homestead LEPC	Ser	57.20

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Jim's Repair	Main, Rep	1,102.30
Taylor Kahlandt	Mile	125.76
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Sup	3,305.38
Maddie Kamler	Mile	118.82
Lynn Peavey Company	Sup	191.34
Madison National Life Insurance Company	Insur	169.84
Nebraska Fire Sprinkler	Ser	604.00
Nebraska Hematology Oncology	Ser	32.28
Nebraska Public Power District	Uti	1,284.52
Physicians Laboratory, PC	Ser	250.00
Platte County Sheriff	Ser	8.07
Quadient Finance USA, Inc.	Post	1,500.00
Retirement Plans Division of Ameritas	Ret	5,762.33
State of Nebraska DAS – Central Finance	Ser	43.88
State of Nebraska Health & Human Serv	Ser	93.00
State of Nebraska Public Health Envir. Lab	Ser	105.00
State of Nebraska – State Patrol	Ser	798.38
Thayer County Sheriff	Ser, Mile	22.44
US Diary	Sup	393.52
US Bank CPS	Meal, lodging, Post, Sup	1,690.74
Richard Walter	Mile	117.90
Western Oil II, LLC	Fuel	28.91
WEX Bank	Fuel	3,140.91
Woods Aitken, LLP	Ser	1,440.00
York County Sheriff's Office	Ser, Mile	18.50
Payroll	Salaries	86,808.55

ROAD/BRIDGE FUND:

AFC Industries	Sup	132.31
Amazon Capital Services	Sup	140.02
AT & T Mobility	Uti	46.75
Cornerstone Bank	SS	2,455.89
Geneva Home Center	Parts, Sup	110.25
Geneva Tire and Auto, Inc.	Tires, Main	1,329.60
gWorks	Ser	475.00
Harmony Inn & Suites	Lodging	267.00
John Deere Financial	Parts, Main	637.18
Lichti Oil	Fuel, Equip	12,483.82
Martin Marietta	Rock	2,982.17
Mid-Nebraska Aggregate, Inc.	Gravel	17,272.08
Nebr Iowa Industrial Fasteners Corp.	Sup, Equip	448.88
Nebraska Public Power District	Uti	290.77
Nichols Construction	Gravel	107,261.55
NMC Exchange, LLC	Equip	361,500.00
Perennial Public Power District	Uti	89.92
Retirement Plans Division of Ameritas	Ret	2,146.81
Sapp Bros, Inc. – York	Fuel	5,716.93
34 Electric, LLC	Rep	326.81
US Bank CPS	Ser, Fuel	52.50
WEX Bank	Fuel	2,713.68
Windstream	Uti	171.93
Payroll	Salaries	32,508.40

COVID AMERICAN RESCUE PLAN FUND:

Glenwood Telecommunications	Broadband	530,464.50
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INHERITANCE TAX FUND:

Fillmore County Treasurer	Transfer	500,000.00
Hanna Kellan Associates, PC	Ser	9,750.00

911 EMERGENCY MANAGEMENT FUND:

First Wireless, Inc.	Sup	40.74
Nebraska Public Power District	Uti	187.90

911 WIRELESS FUND:

Fillmore County Treasurer	Transfer	35,506.57
First Wireless, Inc.	Equip	99.73

CLAIMS

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

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

The Chairman declared the motion carried.

EAST BUILDING FIRE ALARM SYSTEM CONTRACT WITH PROTEX CENTRAL, INC.

After discussion, Lightwine moved and Noel seconded the motion to approve the contract with Protex Central, Inc. for the inspection of the fire alarm system at the East Office Building beginning September 2023 and ending March 2026 (\$300.00 first year and \$330.00 from second and third year). Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

EAST BUILDING REMOTE MONITORING FIRE ALARM CONTRACT WITH PROTEX CENTRAL, INC.

After discussion, Harre moved and Graham seconded the motion to approve the contract with Protex Central, Inc. for remote monitoring of the fire alarms at the East Office Building beginning September 2023 and ending August 2028 (\$420.00 per year). Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

EAST BUILDING INSPECTION OF FIRE EXTINGUISHERS WITH PROTEX CENTRAL, INC.

After discussion, Noel moved and Cerny seconded the motion to approve the contract with Protex Central, Inc. for the inspection of fire extinguishers at the East Office Building beginning September 2023 ending September 2025 (\$35.00 per year). Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DISCUSSION REGARDING SERVICE CONTRACT WITH MURPHY TRACTOR

Highway Superintendent, Pat Halbur informed the Board that there would be no penalty for canceling the service contract on the John Deere motor graders with NMC. Murphy Tractor provided quotes for an eighteen (18) month contract for four (4) graders which would be payable upfront. After discussion, the Board requested to check on a month-to-month contract vs the eighteen (18) months.

ROAD DEPARTMENT DISCUSSION

Pat Halbur, Highway Superintendent informed the Board that there are enough funds in the Highway Bridge Buyback fund for a new bridge and would like to start the bid process to put in a new box culvert on Road C between Road 17 and Road 18, Fairmont Township.

AGING PARTNERS ANNUAL REPORT AND BUDGET REQUEST

Randy Jones, Executive Director of Aging Partners and Brenda Motis gave an annual report and budget request of \$20,693.00 for fiscal year 2023/2024. Jeff Krotz, Office Specialist with Aging Partners and Linda Heinisch were present for the discussion.

INTERLOCAL AGREEMENT WITH CITY OF LINCOLN FOR AGING SERVICES

After discussion, Graham moved and Neiman seconded the motion to approve the interlocal agreement with the City of Lincoln – Lincoln Area Agency on Aging for five (5) years beginning July 1, 2023 and ending June 30, 2028 for planning, coordination, monitoring, and evaluation of community aging service programs. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

SUBAWARD WITH CITY OF LINCOLN

Neiman moved and Lightwine seconded the motion to approve the Subaward Agreement with the City of Lincoln regarding the Older Americans Act and Title 15 Services Regulations beginning July 1, 2023 and ending June 30, 2024 to assist with geographic, economic, population, and other factors influencing the needs and development of local communities. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

BIDS FOR REPLACEMENT OF CHILLER AT COURTHOUSE

Bidder:

Chiller:

Cabinet Fan Coil Units:

Carrier Commercial Services	\$205,775.00 (pumps not included)	\$12,000.00 per unit
Helm Service	\$149,284.00, pumps \$30,440.00 (total \$179,724.00)	\$4,238.96 per unit (48 units total \$203,470.00)
Johnson Controls	\$166,322.38 (includes pumps)	\$4,279.10 per unit (51 units Total \$218,233.89)
Rutt's Heating & A/C, Inc.	\$199,825.00, pumps \$29,550.00 (total \$229,375.00)	\$6,950.00 per unit

CHILLER BIDS

Graham moved and Lightwine seconded the motion at accept all bids and award at the July 11, 2023 meeting allowing time to review bids and information received. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

HOPE CRISIS CENTER

Carmen Hinman, Executive Director and Kylee Troutman, Victim Advocates of Hope Crisis Center gave an annual report and budget request of \$7,272.00 for fiscal year 2023/2024.

FILLMORE COUNTY HOSPITAL UPDATE

Chris Nichols, Chief Executive Officer provided an update to the Board regarding construction progress, new providers for hospital and clinic as well as the state of hospitals across the nation.

INSURANCE PROPOSAL DISCUSSION WITH NACO BENEFIT SERVICES

Dustin Will, Registered Representative and Dan Duren, Benefit Advisor, with Benefit Management provided information and insurance proposals to the Board for their review. Further discussion regarding these proposals will be discussed at a future meeting.

FLOODPLAIN MANAGEMENT RESOLUTION

After review, Graham moved and Lightwine seconded the introduction of the following resolution:

RESOLUTION #2023 - 12
Zoning Overlay District / Floodplain Management 60.3(b)

***AN ORDINANCE INTRODUCED BY THE GOVERNING BODY CREATING FLOODPLAIN DISTRICTS
DEFINING THE SAME AND SETTING FORTH REGULATIONS THEREOF.***

SECTION 1.0 STATUTORY AUTHORIZATION, FINDINGS OF FACT, AND PURPOSES

1.1 STATUTORY AUTHORIZATION

The Legislature of the State of Nebraska has delegated the responsibility to local governmental units to adopt zoning regulations designed to protect the public health, safety, general welfare, and property of the people of the state. The Legislature, in *Nebraska Revised Statutes* Sections 31-1001 to 31-1023 (as amended), has further assigned the responsibility to adopt, administer, and enforce floodplain management regulations to the county, city, or village with zoning jurisdiction over the flood prone area. Therefore, the Board of Supervisors of Fillmore County, Nebraska ordains as follows:

1.2 FINDINGS OF FACT

A. Flood Losses Resulting from Periodic Inundation

The flood hazard areas of Fillmore County, Nebraska are subject to inundation that results in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety, and general welfare.

B. General Causes of the Flood Losses

These flood losses are caused by the cumulative effect of obstructions in floodplains causing increases in flood heights and velocities as well as the occupancy of flood hazard areas by uses vulnerable to floods or hazardous to others that are inadequately elevated or otherwise unprotected from flood damages.

1.3 STATEMENT OF PURPOSE

It is the purpose of this ordinance to promote the public health, safety, and general welfare and to minimize those losses described in Section 1.2 by applying the provisions of this ordinance to:

- A. Restrict or prohibit uses that are dangerous to health, safety, or property in times of flooding or cause undue increases in flood heights or velocities.
- B. Require that uses vulnerable to floods, including public facilities that service such uses, be provided with flood protection at the time of initial construction.
- C. Reduce financial burdens from flood damage borne by the community, its governmental units, is residents, and its businesses by preventing excessive and unsafe development in areas subject to flooding.
- D. Assure that eligibility is maintained for property owners in the community to purchase flood insurance from the National Flood Insurance Program.
- E.

1.4 ADHERENCE TO REGULATIONS

The regulations of this ordinance are in compliance with the National Flood Insurance Program Regulations as published in Title 44 of the Code of Federal Regulations and the Nebraska Minimum Standards for Floodplain Management Programs as published in the Nebraska Administrative Code Title 455, Chapter 1.

SECTION 2.0 GENERAL PROVISIONS

2.1 LANDS TO WHICH ORDINANCE APPLIES

This ordinance shall apply to all lands within the jurisdictions of the Fillmore County identified on the Flood Insurance Rate Map (FIRM) panels shown on the Index #31059CIND0A dated September 16, 2004 as Zone A and within the Zoning District established in Section 3.0 of this ordinance. In all areas covered by this ordinance, no development shall be allowed except upon the issuance of a floodplain development permit to develop, granted by the floodplain administrator or the governing body under such safeguards and restrictions as the Board of Supervisors or the designated representative may reasonably impose for the promotion and maintenance of the general welfare, health of the inhabitants of the community and where specifically noted in Sections 4.0 and 5.0.

2.2 RULES FOR INTERPRETATION OF DISTRICT BOUNDARIES

The boundaries of the floodway and the flood fringe overlay districts shall be determined by scaling distances on the official zoning map or on the effective Flood Insurance Rate Map. Where interpretation is needed to the exact location of the boundaries of the districts as shown on the zoning or other community map, the floodplain administrator shall make the necessary interpretation. In such cases where the interpretation is contested, the Zoning and Planning Board will resolve the dispute. The regulatory flood elevation for the point in question shall be the governing factor in locating the district boundary on the land. The person contesting the location of the district boundary shall be given a reasonable opportunity to present their case to the Zoning and Planning Board and to submit their own technical evidence, if so desired.

2.3 COMPLIANCE

Within identified floodplains of this community, no development shall be located, extended, converted, or structurally altered without full compliance with the terms of this ordinance and other applicable regulations.

2.4 ABROGATION AND GREATER RESTRICTIONS

This ordinance does not intend to repeal, abrogate, or impair any existent easements, covenants, or deed restrictions. However, where this ordinance imposes greater restrictions, the provision of this ordinance shall prevail. All other ordinances inconsistent with this ordinance are hereby repealed to the extent of the inconsistency only.

2.5 INTERPRETATION

In their interpretation and application, the provisions of this ordinance shall be held to be minimum requirements and shall be liberally construed in favor of the governing body and shall not be deemed a limitation or repeal of any other powers granted by state statutes.

2.6 WARNING AND DISCLAIMER OF LIABILITY

The degree of flood protection required by this ordinance is considered reasonable for regulatory purposes and is based on engineering and scientific methods of study. Larger floods may occur or the flood height may be increased by manmade or natural causes, such as ice jams and bridge openings restricted by debris. This ordinance does not imply that areas outside floodway and flood fringe district boundaries or land uses permitted within such districts will be free from flooding or flood damage. This ordinance shall not create liability on the part of Fillmore County or any officer or employee thereof for any flood damages that may result from reliance on this ordinance or any administrative decision lawfully made thereunder.

2.7 SEVERABILITY

If any section, clause, provision, or portion of this ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby.

SECTION 3.0 ESTABLISHMENT OF ZONING DISTRICTS

The mapped floodplain areas within the jurisdiction of this ordinance are hereby established as the floodplain overlay district and on accompanying FIRM panels as established in Section 2.1. The floodplain overlay district shall correspond to flood zone A. Within this district, all uses not meeting the standards of this ordinance and those standards of the underlying zoning district shall be prohibited.

SECTION 4.0 FLOODPLAIN MANAGEMENT ADMINISTRATION

4.1 DESIGNATION OF FLOODPLAIN ADMINISTRATOR

The Board Chair of the community or their designee is hereby designated as the community's local floodplain administrator. The floodplain administrator is authorized and directed to administer, implement, and enforce all provisions of this ordinance. If the local floodplain administrator position is unfilled, the community CEO shall assume the duties and responsibilities herein.

4.2 PERMITS REQUIRED

A floodplain development permit shall be required before any development, construction, or substantial improvement is undertaken. No person, firm, corporation, government agency, or other entity shall initiate any floodplain development without first obtaining a floodplain development permit.

4.3 DUTIES OF THE FLOODPLAIN ADMINISTRATOR

- A. Duties of the floodplain administrator shall include, but not be limited to the following:
 - i. Review, approve, or deny all applications for floodplain development permits.
 - ii. Review all development permit applications to assure that sites are reasonably safe from flooding

- and that the permit requirements of this ordinance have been satisfied.
- iii. Review applications for proposed development to assure that all necessary permits have been obtained from those federal, state, or local government agencies from which prior approval is required.
 - iv. Review all subdivision proposals and other proposed new development, including manufactured home parks or subdivisions, to determine whether such proposals will be reasonably safe from flooding.
 - v. Coordinate with the Nebraska Department of Natural Resources to obtain base flood elevation information when applicable and required.
 - vi. Notify adjacent communities and the Nebraska Department of Natural Resources prior to any alteration or relocation of a watercourse and submit evidence of such notification to the Federal Emergency Management Agency.
 - vii. Assure that maintenance is provided within the altered or relocated portion of the watercourse so that the flood carrying capacity is not diminished.
 - viii. Verify, record, and maintain record of the actual elevation (in relation to mean sea level) of the lowest floor, including basement, of all new or substantially improved structures in the floodplain.
 - ix. Verify, record, and maintain record of the actual elevation (in relation to mean sea level) to which all new or substantially improved structures have been floodproofed.
 - x. Verify, record, and maintain record of all improved or damaged structures to ensure compliance with standards in applicable sections. Track value of improvements and market value with permits. Also, ensure consistent market value estimations to evaluate against damaged or improved values.
 - xi. Ensure comprehensive development plan as amended is consistent with this ordinance.
 - xii. In the event the floodplain administrator discovers work done that does not comply with applicable laws or ordinances, the floodplain administrator shall revoke the permit and work to correct any possible violation in accordance with this ordinance.

4.4 APPLICATION FOR PERMIT AND DEMONSTRATION OF COMPLIANCE

- A. To obtain a floodplain development permit, the applicant shall first file an application in writing on a form furnished for that purpose. Every such application shall:
 - i. Identify and describe the proposed development and estimated cost to be covered by the floodplain development permit.
 - ii. Describe the land on which the proposed development is to be done by lot, block, tract, and house and streets address, or similar description that will readily identify and definitely locate the proposed building or development.
 - iii. Indicate the use or occupancy for which the proposed development is intended.
 - iv. Be accompanied by plans and specifications for proposed construction.
 - v. Be signed by the permittee and authorized agent who may be required to submit evidence to indicate such authority.
- B. If any proposed development is located entirely or partially within a floodplain, applicants shall provide all information in sufficient detail and clarity to enable the floodplain administrator to determine that:
 - i. All such proposals are consistent with the need to minimize flood damage;
 - ii. All utilities and facilities such as sewer, gas, water, electrical, and other systems are located and constructed to minimize or eliminate flood damage;
 - iii. Structures will be anchored to prevent flotation, collapse, or lateral movement;
 - iv. Construction materials are flood resistant;
 - v. Appropriate practices to minimize flood damage have been utilized; and
 - vi. Electrical, heating, ventilation, air conditioning, plumbing, and any other service facilities have been designed and located to prevent entry of floodwaters.
- C. For all new and substantially improved structures, an elevation certificate based upon the finished construction certifying the elevation of the lowest floor, including basement, and other relevant building components shall be provided to the floodplain administrator and be completed by a licensed surveyor, engineer, or architect.
- D. When floodproofing is utilized for an applicable structure, a floodproofing certificate shall be provided to the floodplain administrator and be completed by a licensed professional engineer or architect.
- E. Any other such information as reasonably may be required by the floodplain administrator shall be provided.
- F. Letters of Map Revision: Federal regulations in Title 44 of the Code of Federal Regulations, Chapter 1, Part 65.5 and 65.6 allow for changes to the special flood hazard area through a Letter of Map Revision (LOMR) or a Letter of Map Revision Based on Fill (LOMR-F), provided the community determines that the land and any existing or proposed structures that would be removed from the floodplain are "reasonably safe from flooding." The community acknowledgement form asserting this is required for LOMR and LOMR-F applications and must be signed by the floodplain administrator. The floodplain administrator shall not sign a community acknowledgement form unless all criteria set forth in the following paragraphs are met:
 - i. Applicant shall obtain floodplain development permit before applying for a LOMR or LOMR-F.
 - ii. Applicant shall demonstrate that the property and any existing or proposed structures will be "reasonably safe from flooding," according to the minimum design standards in FEMA Technical Bulletin 10-01.
 - iii. All requirements listed in the Simplified Approach in FEMA Technical Bulletin 10-01 shall be met and documentation from a registered professional engineer shall be provided. If all of these requirements are not met, applicant must provide documentation in line with the Engineered Approach outlined in FEMA Technical Bulletin 10-01.]

4.5 FLOOD DATA REQUIRED

- A. All Zone A areas on the FIRM are subject to inundation of the base flood; however, the base flood elevations are not provided. Zone A areas shall be subject to all development provisions of this ordinance. If Flood Insurance Study data is not available, the community shall utilize any base flood elevation or floodway data currently available from federal, state, or other sources, including from a study commissioned by the applicant pursuant to best technical practices.
- B. Until a floodway has been designated, no development or substantial improvement may be permitted within the floodplain unless the applicant has demonstrated that the proposed development or substantial improvement, when combined with all other existing and reasonably anticipated developments or substantial improvements, will not increase the water surface elevation of the base flood more than one (1) foot at any location as shown in the Flood Insurance Study or on base flood elevation determinations.

4.6 VARIANCE AND APPEALS PROCEDURES

- A. The Zoning and Planning Board as established by Fillmore County shall hear and decide appeals and requests for variances from the requirements of this ordinance.
- B. The Zoning and Planning Board shall hear and decide appeals when it is alleged that there is an error in any requirement, decision, or determination made by the floodplain administrator in the enforcement or administration of this ordinance.
- C. Any person aggrieved by the decision of the Zoning and Planning Board or any taxpayer may appeal such decision to the District Court as provided in *Nebraska Revised Statutes* Section 23-168 (for counties) and *Nebraska Revised Statutes* Section 19-192 (for municipalities).
- D. In evaluating such appeals and requests, the Zoning and Planning Board shall consider technical evaluation, all relevant factors, standards specified in other sections of this ordinance, and:
 - i. The danger to life and property due to flooding or erosion damage;
 - ii. The danger that materials may be swept onto other lands to the injury of others;
 - iii. The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner, future owners, and neighboring properties;
 - iv. The importance of the services provided by the proposed facility to the community;
 - v. The necessity of the facility to have a waterfront location, where applicable;
 - vi. The availability of alternative locations that are not subject to flooding or erosion damage for the proposed use;
 - vii. The compatibility of the proposed use with existing and anticipated development;
 - viii. The relationship of the proposed use to the comprehensive plan and the floodplain management program for that area;
 - ix. The safety of access to the property in times of flood for ordinary and emergency vehicles;
 - x. The expected heights, velocity, duration, rate of rise, and sediment transport of the floodwaters and the effects of wave action, if applicable, expected at the site; and,
 - xi. The costs of providing government services during and after flood conditions including emergency management services and maintenance and repair of public utilities and facilities such as sewer, gas, electrical, water systems, streets, and bridges.

4.7 CONDITIONS FOR VARIANCES

- A. Variances shall only be issued upon a showing of good and sufficient cause and also upon a determination that failure to grant the variance would result in an exceptional hardship to the applicant.
- B. Variances shall only be issued based upon a determination that the granting of a variance will not result in increased flood heights.
- C. Variances shall only be issued based upon a determination that the granting of a variance will not result in additional threats to public safety, extraordinary public expense, create nuisances, cause fraud on or victimization of the public, or conflict with existing local laws or ordinances.
- D. Generally, variances may be issued for new construction and substantial improvements to be erected on a lot of one-half acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, providing items E-H below have been fully considered. As the lot size increases beyond one-half acre, the technical justification required for issuing the variance increases.
- E. Variances may be issued for the repair or rehabilitation of historic structures upon a determination that the proposed repair or rehabilitation will not preclude the structure's continued designation as an historic structure on the National Register of Historic Places and the variance is the minimum necessary to preserve the historic character and design of the structure.
- F. Variances shall only be issued upon a determination that the variance in the minimum necessary, considering the flood hazard, to afford relief.
- G. The applicant shall be given a written notice over the signature of a community that the issuance of a variance to construct a structure below the base flood elevation will result in increased premium rates for flood insurance up to amounts as high as \$25 for \$100 of insurance coverage and also that such construction below the base flood elevation increases risks to life and property. Such notification shall be maintained with the record of all variance actions as required by this ordinance.
- H. All requests for variances and associated actions and documents, including justification for their issuance, shall be maintained by the community.
- I. **Accessory structures:**
 - a. A variance is authorized to be issued for the construction or substantial improvement of accessory structures provided the requirements of this section and the following are satisfied:
 - i. The structure represents minimal investment and has low damage potential (amount of physical damage, contents damage, and loss of function).
 - ii. Is larger than the size limits specified in Section 5.2 (F).
 - iii. Complies with the wet floodproofing construction requirements of paragraph 5.2(F)(i)(g)]
- J. **Agricultural structures:**
 - a. A variance is authorized to be issued for the construction or substantial improvement of agricultural structures provided the requirements of this section and the following are satisfied:
 - i. Is used exclusively in connection with the production, harvesting, storage, raising, or drying of agricultural commodities and livestock, or storage of tools or equipment used in connection with these purposes or uses, and will be restricted to such exclusive uses.
 - ii. Has low damage potential (amount of physical damage, contents damage, and loss of

- function).
- iii. Does not increase risks and pose a danger to public health, safety, and welfare if flooded and contents are released, including but not limited to the effects of flooding on manure storage, livestock confinement operations, liquified natural gas terminals, and production and storage of highly volatile, toxic, or water-reactive materials.
- iv. Complies with the wet floodproofing construction requirements of paragraph 5.2(C) of this ordinance.

4.8 ENFORCEMENT

A. Violations

Failure to obtain a floodplain development permit or the failure of a structure or other development to be fully compliant with the provisions of this ordinance shall constitute a violation. A structure or other development without a floodplain development permit, elevation certificate, certification by a licensed professional engineer of compliance with these regulations, or other evidence of compliance is presumed to be in violation until such time as documentation is provided.

B. Notices

When the floodplain administrator or other authorized community representative determines, based on reasonable grounds, that there has been a violation of the provisions of this ordinance, the floodplain administrator shall give notice of such alleged violation as hereinafter provided. Such notice shall:

- i. Be in writing;
- ii. Include an explanation of the alleged violation;
- iii. Allow a reasonable time for the performance of any remedial act required;
- iv. Be served upon the property owner or their agent as the case may require; and
- v. Contain an outline of remedial actions that, if taken, will bring the development into compliance with the provisions of this ordinance.

C. Penalties

- i. Violation of the provisions of this ordinance or failure to comply with any of its requirements (including violations of conditions and safeguards established in connection with grants of variances or special exceptions) shall constitute a misdemeanor. Any person, firm, corporate, or other entity that violates this ordinance or fails to comply with any of its requirements shall upon conviction thereof be fined not more than \$500, and in addition, shall pay all costs and expenses involved in the case. Each day such violation continues shall be considered a separate offense.
- ii. The imposition of such fines or penalties for any violation or non-compliance with this ordinance shall not excuse the violation or non-compliance or allow it to continue. All such violations or non-compliant actions shall be remedied within an established and reasonable time.
- iii. Nothing herein contained shall prevent the Fillmore County or other appropriate authority from taking such other lawful action as is necessary to prevent or remedy any violation.

SECTION 5.0 STANDARDS FOR FLOODPLAIN DEVELOPMENT

5.1 GENERAL PROVISIONS

A. Alteration or Relocation of a Watercourse

- i. A watercourse or drain way shall not be altered or relocated in any way that in the event of a base flood or more frequent flood will alter the flood carrying characteristics of the watercourse or drain way to the detriment of upstream, downstream, or adjacent locations.
- ii. No alteration or relocation shall be made until all adjacent communities that may be affected by such action and the Nebraska Department of Natural Resources have been notified and all applicable permits obtained. Evidence of such notification shall be submitted to the Federal Emergency Management Agency.

B. Encroachments

- i. When proposing to permit any of the following encroachments, the standards in Section 5.1 (B) (ii) shall apply:
 - a. Any development in Zone A without a designated floodway that will cause a rise of more than one foot in the base flood elevation; or
 - b. Alteration or relocation of a stream; then
- ii. **The applicant shall:**
 - a. Apply to FEMA for conditional approval of such action via the Conditional Letter of Map Revision process (as per Title 44 of the Code of Federal Regulations, Chapter 1, Part 65.12) prior to the permit for the encroachments; and
 - b. Supply the fully approved package to the floodplain administrator including any required notifications to potentially affected property owners.

5.2 ELEVATION AND FLOODPROOFING REQUIREMENTS

A. Residential Structures

- i. In Zone A, all new construction and substantial improvements shall have the lowest floor, including basement, elevated to or above one (1) foot above the base flood elevation.

B. Nonresidential Structures

- i. In Zone A, all new construction and substantial improvements shall have the lowest floor, including basement, elevated to or above one (1) foot above the base flood elevation or, together with attendant utility and sanitary facilities, floodproofed so that below one (1) foot above the base flood elevation:
 - a. The structure is watertight with walls substantially impermeable to the passage of water and
 - b. The structure has structural components with the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy.

A registered professional engineer or architect shall certify that the standards of this subsection are satisfied. A floodproofing certificate shall be provided to the floodplain administrator as set forth in Section 4.

C. Wet-floodproofing for Agricultural Structures

- i. Wet floodproofing construction requirements. When owners elect to wet floodproof agricultural structures, the structure shall:
 - a. Be anchored to resist flotation, collapse, and lateral movement.
 - b. Have flood damage-resistant materials below the base flood elevation in compliance with the definition in Section 8.0 "Flood damage resistant materials"
 - c. Have mechanical, electrical, and utility equipment in compliance with the requirements of Section 5.3 (E) "Utilities".
 - d. Have flood openings in compliance with the requirements below:
 - i. The structure shall be designed to automatically provide for the entry and exit of floodwaters for the purpose of equalizing hydrostatic forces. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or meet or exceed the following minimum criteria:
 1. A minimum of two openings having a net area of not less than one (1) square inch for every one (1) square foot of enclosed space,
 2. The bottom of all openings shall not be higher than one (1) foot above grade, and
 3. Openings may be equipped with screens, louvers, valves, or other coverings or devices provided that they allow the automatic entry and exit of floodwaters.

D. Critical Facilities

- i. New construction or substantial improvement of any critical facility is prohibited in all areas of the floodplain and the 0.2% annual chance floodplain, unless all of the following provisions are met:
 - a. No feasible alternative site exists for the construction of an equivalent facility within the corporate or extraterritorial jurisdiction boundaries of Fillmore County;
 - b. The facility has the lowest floor, including basement, of all structures elevated to one (1) foot above the 0.2% annual chance flood elevation or, together with attendant utility and sanitary facilities, floodproofed so that below one (1) foot above the 0.2% annual chance flood elevation:
 1. The structure is watertight with walls substantially impermeable to the passage of water and
 2. The structure has structural components with the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy
 3. A registered professional engineer or architect shall certify that the standards of the subsection are satisfied. Such certification shall be provided to the floodplain administrator as set forth in Section 4.
 - c. If the 0.2% annual chance floodplain is not identified, the facility shall have the lowest floor, including basement, elevated to three (3) feet above the base flood elevation or be floodproofed to three (3) feet above the base flood elevation with the standards in 5.2 C (i) (b).
 - d. The facility has at least one access road connected to land outside the 0.2% annual chance floodplain that is capable of carrying emergency support vehicles and the top of the access road is no lower than the 0.2% annual chance flood elevation.

E. Space Below Lowest Floor

- i. Fully enclosed areas below the lowest floor (excluding basements) and below the base flood elevation shall be used solely for the parking of vehicles, building access, or limited storage of readily removable items.
- ii. Fully enclosed areas below the lowest floor (excluding basements) and below the base flood elevation shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or meet or exceed the following minimum criteria:
 - a. A minimum of two openings having a net total area of not less than one (1) square inch for every one (1) square foot of enclosed space,
 - b. The bottom of all openings shall not be higher than one (1) foot above grade, and
 - c. Openings may be equipped with screens, louvers, valves, or other coverings or devices provided that they allow the automatic entry and exit of floodwaters.

F. Appurtenant Structures

- i. Structures accessory to a principal building may have the lowest floor below one foot above base flood elevation provided that the structure complies with the following requirements:
 - A. The structure shall not be used for human habitation.
 - B. The use of the structure must be limited to parking of vehicles or storage of items readily removable in the event of a flood warning.
 - C. The floor area shall not exceed 800 square feet.
 - D. The structure shall have a low damage potential.
 - E. The structure must be adequately anchored to prevent flotation, collapse, or other lateral movement.
 - F. The structure shall be designed to automatically provide for the entry and exit of floodwaters for the purpose of equalizing hydrostatic forces. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or meet or exceed the following minimum criteria:
 - i. A minimum of two openings having a net area of not less than one (1) square

- inch for every one (1) square foot of enclosed space,
- ii. The bottom of all openings shall not be higher than one (1) foot above grade, and
- iii. Openings may be equipped with screens, louvers, valves, or other coverings or devices provided that they allow the automatic entry and exit of floodwaters.
- G. No utilities shall be installed except electrical fixtures in the structure, which must be elevated or floodproofed to one (1) foot above base flood elevation.
- H. The structure shall be constructed and placed on the building site so as to offer the minimum resistance to the flow of floodwaters.
- I. If the structure is converted to another use, it must be brought into full compliance with the minimum standards governing such use.

G. Manufactured Homes

- i. Require that all manufactured homes to be placed or substantially improved within floodplains on sites:
 - a. Outside of a manufactured home park or subdivision,
 - b. In a new manufactured home park or subdivision,
 - c. In an expansion to an existing manufactured home park or subdivision, or
 - d. In an existing manufactured home park or subdivision on which a manufactured home as incurred substantial damage as the result of a flood,

Be elevated on a permanent foundation such that the lowest floor of the manufactured home is at or above one (1) foot above the base flood elevation and be securely anchored to an adequately anchored foundation system in accordance with the provisions of this Section.
- ii. Require that manufactured homes to be placed or substantially improved on sites in an existing manufactured home park or subdivision within special flood hazard areas that are not subject to the provisions of Section 5.2 (G) (i) be elevated so that either:
 - a. The lowest floor of the manufactured home is at or above one (1) foot above the base flood elevation, or
 - b. The manufactured home chassis is supported by reinforced piers or other foundation elements of at least equivalent strength that are no less than 36 inches in height above grade; and be securely anchored to an adequately anchored foundation system in accordance with the provisions of Section 5.2 (G) (iv).
- iii. New manufactured home parks of five (5) acres or fifty (50) lots, whichever is less, shall follow the standards of Section 5.3 (H).
- iv. All manufactured homes shall be anchored to resist flotation, collapse, or lateral movement. Manufactured homes must be anchored in accordance with local building codes or FEMA guidelines. In the event that over-the-top ties to ground anchors are used, the following specific requirements (or their equivalent) shall be met:
 - a. Over-the-top ties be provided at each of the four corners of the manufactured home, with two additional ties per side at intermediate locations and manufactured homes less than 50 feet long requiring one additional tie per side;
 - b. Frame ties be provided at each corner of the manufactured home with five additional ties per side at intermediate points and manufactured homes less than 50 feet long requiring four additional ties per side;
 - c. Any additions to the manufactured home be similarly anchored.
 - d.

H. Existing Structures

- i. The provisions of this ordinance do not require any changes or improvements to be made to lawfully existing structures. However, when an improvement is made to a structure in the floodplain, a floodplain development permit is required and the provisions of 5.2 (H) (ii-iii) shall apply.
- ii. Any addition, alteration, reconstruction, or improvement of any kind to an existing structure where the costs of which would equal or exceed fifty (50) percent of the pre-improvement market value shall constitute a substantial improvement and shall fully comply with the provisions of this ordinance.
- iii. Any addition, alteration, reconstruction, or improvement of any kind to an existing structure that will change the compliance requirements of the building shall require applicable documentation including an elevation certificate, floodproofing certificate, or no rise certification.

5.3 DESIGN AND CONSTRUCTION STANDARDS

A. Anchoring

- i. All buildings or structures shall be firmly anchored to prevent flotation, collapse, or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads, including the effects of buoyancy.

B. Building Materials and Utilities

- i. All buildings or structures shall be constructed with materials and utility equipment resistant to flood damage. All buildings or structures shall also be constructed by methods and practices that minimize flood and flood-related damages.
- ii. All buildings or structures shall be constructed with electrical, heating, ventilation, plumbing, air conditioning equipment, and other service facilities that are designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding.

C. Drainage

- i. Within Zones AO and AH, adequate drainage paths around structures on slopes shall be required in order to guide floodwaters around and away from proposed structures.

D. Water Supply and Sanitary Sewer Systems

- i. All new or replacement water supply and sanitary sewer systems shall be located, designed, and

constructed to minimize or eliminate flood damages to such systems and the infiltration of floodwaters into the systems.

- ii. All new or replacement sanitary sewage systems shall be designed to minimize or eliminate discharge from the system into floodwaters.
- iii. On-site waste disposal systems shall be located and designed to avoid impairment to them or contamination from them during flooding.

E. Other Utilities

- i. All other utilities such as gas lines, electrical, telephone, and other utilities shall be located and constructed to minimize or eliminate flood damage to such utilities and facilities.

F. Storage of Materials

- i. The storage or processing of materials that are in time of flooding buoyant, flammable, explosive, or could be injurious to human, animal, or plant life is prohibited.
- ii. The storage of other material or equipment may be allowed if not subject to major damage by floods and firmly anchored to prevent flotation or if readily removable from the area within the time available after flood warning.

G. Recreational Vehicles

- i. Recreational vehicles to be placed on sites within the floodplain shall:
 - a. Be on site for fewer than 180 consecutive days; and
 - b. Be fully licensed and ready for highway use, which shall mean it is on its wheels or jacking system, is attached to the site by only quick-disconnect type utilities and security devices, and no permanently attached additions; or
 - c. Meet the permit requirements and the elevation and anchoring requirements for manufactured homes of this ordinance.

H. Subdivisions

- i. Subdivision proposals and other proposed new development, including manufactured home parks or subdivisions, shall require assurance that:
 - a. All such proposals are consistent with the need to minimize flood damage;
 - b. All public utilities and facilities such as sewer, gas, electrical, and water systems are located, elevated, and constructed to minimize or eliminate flood damage;
 - c. Adequate drainage is provided so as to reduce exposure to flood hazards; and
 - d. Proposals for development (including proposals for manufactured home parks and subdivisions) of five (5) acres or fifty (50) lots, whichever is less, where base flood elevation data are not available, shall be supported by hydrologic and hydraulic analyses that determine base flood elevations and floodway information. The analyses shall be prepared by a licensed professional engineer in a format required by FEMA for Conditional Letters of Map Revision and a Letters of Map Revision.

SECTION 6.0 NONCONFORMING USE

- a. A structure or use of a structure or premises that was lawful before the passage or amendment of this ordinance, but that is not in conformity with the provisions of this ordinance may be continued subject to the following conditions:
 - 1. If such use is discontinued for 24 consecutive months, any future use of the building premises shall conform to this ordinance. The Utility Department shall notify the floodplain administrator in writing of instances of nonconforming uses where utility services have been discontinued for a period of 24 months.
 - 2. Uses or adjuncts thereof that are or become nuisances shall not be entitled to continue as nonconforming uses.
- b. If any nonconforming use or structure is destroyed by any means, including flood, it shall not be reconstructed if the cost is more than 50% of the market value of the structure before the damage occurred except that if it is reconstructed in conformity with the provisions of this ordinance. This limitation does not include the cost of any alteration to comply with existing state or local health, sanitary, or safety code or regulations or the cost of any alteration of a structure listed on the National Register of Historic Places, provided that the alteration shall not preclude its continued designation.

SECTION 7.0 AMENDMENTS

- A. The regulations, restrictions, and boundaries set forth in this ordinance may from time to time be amended, supplemented, changed, or appealed to reflect any and all changes in federal, state, or local regulations provided, however, that no such action may be take until after a public hearing in relation thereto, at which citizens and parties in interest shall have an opportunity to be heard. Notice of the time and place of such hearing shall be published in a newspaper of general circulation in Fillmore County. At least 14 days shall elapse between the date of this publication and the public hearing.
- B. A copy of such amendments will be provided to the Nebraska Department of Natural Resources and the Federal Emergency Management Agency for review and approval before being adopted.

SECTION 8.0 DEFINITIONS

Unless specifically defined below, words or phrases used in this ordinance shall be interpreted so as to give them the meaning they have in common usage and to give this ordinance it's most reasonable application:

0.2% Annual Chance Floodplain means the floodplain that would be inundated by the 0.2% annual chance flood and delineated on the Flood Insurance Rate Maps.]

0.2% Annual Chance Flood Elevation means the elevation to which floodwaters are expected to rise during a 0.2% annual chance flood.]

Accessory Structure shall mean a structure on the same parcel of property as the principal structure, the use of which is incidental to the use of the principal structure. Also, shall be known as "appurtenant structure."]

Agricultural Structure for floodplain management purposes shall mean a walled and roofed structure used exclusively for agricultural purposes or uses in connection with the production, harvesting, storage, raising, or drying of agricultural commodities and livestock, including aquatic organisms. Structures that house tools or equipment used in connection with these purposes or uses are also considered to have agricultural purposes or uses.]

Area of Shallow Flooding means a designated AO or AH zone on a community's Flood Insurance Rate Map (FIRM) with a one percent or greater annual chance of flooding to an average depth of one to three feet where a clearly defined channel is unpredictable and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

Base Flood means the flood having one (1) percent chance of being equaled or exceeded in any given year.

Base Flood Elevation means the elevation to which floodwaters are expected to rise during the base flood.

Basement means any area of the building having its floor subgrade (below ground level) on all sides.

Building means "structure." See definition for "structure."

Critical Facility means any property that, if flooded, would result in severe consequences to public health and safety. Critical facilities include, but are not limited to: facilities that produces, use, or store hazardous materials; hospitals, nursing homes, and housing likely to contain vulnerable populations; emergency support function facilities like police stations, fire stations, vehicle and equipment storage facilities, and emergency operations centers; public and private utility facilities vital to maintaining or restoring normal services to flooded areas before, during, and after a flood.]

Development means any man-made change to improved or unimproved real estate, including but not limited to the construction, reconstruction, renovation, repair, expansion or alteration of buildings or other structures; the placement of manufactured homes; streets and other paving; utilities; filling, grading, and excavation; mining; dredging; drilling operations; storage of equipment or materials; or obstructions.

Drain way means "watercourse." See definition for "watercourse."

Existing Manufactured Home Park or Subdivision means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including, at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is complete before the effective date of the floodplain management regulations adopted by a community.

Expansion to an Existing Manufactured Home Park or Subdivision means the preparation of additional sites by the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads).

Flood or Flooding means a general and temporary condition of partial or complete inundation of normally dry land areas.

Flood Fringe is that area of the floodplain, outside of the floodway, that has a one percent chance of flood occurrence in any one year.

Flood Insurance Rate Map (FIRM) means an official map of a community, on which the Flood Insurance Study has delineated the special flood hazard area boundaries and the risk premium zones applicable to the community.

Flood Insurance Study (FIS) is the official report provided by the Federal Emergency Management Agency. The report contains flood profiles, as well as the Flood Insurance Rate Map and the water surface elevation of the base flood.

Floodplain means any land area susceptible to being inundated by water from any source (see definition of "flooding"). Floodplain includes flood fringe and floodway. Floodplain and special flood hazard area are the same for use by this ordinance.

Floodproofing means any combination of structural and nonstructural additions, changes, or adjustments to structures that reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, and structures and their contents.

Floodway or Regulatory Floodway means the channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than one foot.

Freeboard means a factor of safety usually expressed in feet above a flood level for purposes of floodplain management. "Freeboard" tends to compensate for the many unknown factors that could contribute to flood heights greater than the height calculated for a selected size flood and floodway conditions, such as wave action, clogged bridge openings, and the hydrological effect of urbanization of the watershed.

Highest Adjacent Grade means the highest natural elevation of the ground surface prior to construction next to the proposed walls of a structure.

Historic Structure means any structure that is: (a) Listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register; (b) Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district; (c) Individually listed on a state inventory of historic places in states with historic preservation programs which have been approved by the Secretary of the Interior; or (d) Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either: (1) By an approved state program as determined by the Secretary of the Interior or (2) Directly by the Secretary of the Interior in states without approved programs.

Lowest Floor means the lowest floor of the lowest enclosed area (including basement). An unfinished or flood-resistant enclosure, usable solely for parking of vehicles, building access or storage, in an area other than a basement area, is not considered a building's lowest floor, provided that such enclosure is not built or modified so as to render the structure in violation of the applicable non-elevation design requirements of this ordinance.

Manufactured Home means a structure, transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when attached to the required utilities. The term "manufactured home" does not include a "recreational vehicle".

Manufactured Home Park or Subdivision means a parcel (or contiguous parcels) of land divided into two or more manufactured home lots for rent or sale.

New Construction for floodplain management purposes, "new construction" means structures for which the "start of construction" commenced on or after the effective date of the floodplain management regulation adopted by a community and includes any subsequent improvements to such structures.

New Manufactured Home Park or Subdivision means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after the effective date of floodplain management regulations adopted by a community.

Obstruction means any wall, wharf, embankment, levee, dike, pile, abutment, projection, excavation (including the alteration or relocation of a watercourse or drain way), channel rectification, bridge, conduit, culvert, building, stored equipment or material, wire, fence, rock, gravel, refuse, fill, or other analogous structure or matter which may impede, retard, or change the direction of the flow of water, either in itself or by catching or collecting debris carried by such water, or that is placed where the natural flow of the water would carry such structure or matter downstream to the damage or detriment of either life or property. Dams designed to store or divert water are not obstructions if permission for the construction thereof is obtained from the Department of Natural Resources pursuant to the Safety of Dams and Reservoirs Act (*Nebraska Revised Statutes* 46-1601 to 46-1670 as amended).

Overlay District is a district in which additional requirements act in conjunction with the underlying zoning district(s). The original zoning district designation does not change.

Post-FIRM Structure means a building that was constructed or substantially improved after December 31, 1974 or on or after the community's initial Flood Insurance Rate Map dated September 16, 2004 whichever is later.

Pre-FIRM Structure means a building that was constructed or substantially improved on or before December 31, 1974 or before the community's initial Flood Insurance Rate Map dated September 16, 2004, whichever is later.

Principally Above Ground means that at least 51 percent of the actual cash value of the structure is above ground.

Recreational Vehicle means a vehicle which is (i) built on a single chassis; (ii) 400 square feet or less when measured at the largest horizontal projections; (iii) designed to be self-propelled or permanently towable by a light duty truck; and (iv) designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel, or seasonal use.

Regulatory Flood Elevation means the base flood elevation (BFE) plus a freeboard factor as specified in this ordinance.

Special Flood Hazard Area (SFHA) is the land in the floodplain within a community subject to one percent or greater chance of flooding in any given year.

Start of Construction means the date the floodplain development permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, or other improvement was within 180 days of the permit date. "Start of construction" also includes substantial improvement, and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, or other improvement was within 180 days of the permit date. The actual start means the first placement of permanent construction of a structure on a site, such as the pouring of slab or footings, the installation of piles, the construction of columns, or any work beyond the stage of excavation; or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading and filling; nor does it include the installation of streets and/or walkways; nor does it include excavation for a basement, footings, piers, or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure. For a substantial improvement, the actual start of construction means the first

alteration of any wall, ceiling, floor, or other structural part of a building, whether or not the alteration affects the external dimensions of the building.

Structure means a walled and roofed building that is principally above ground, as well as a manufactured home and a gas or liquid storage tank that is principally above ground.

Subdivision means the division or re-division of a lot, tract, or parcel of land by any means into two or more lots, tracts, parcels, or other divisions of land including changes in existing lot lines for the purpose, whether immediate or future, of lease, partition by the court for distribution to heirs or devisees, transfer of ownership, or building or lot development.

Substantial Damage means damage of any origin sustained by a structure whereby the cost of restoring the structure to its before-damage condition would equal or exceed 50 percent of the market value of the structure before the damage occurred.

Substantial Improvement means any reconstruction, rehabilitation, addition, or other improvement of a structure, the cost of which equals or exceeds 50 percent of the market value of the structure before "start of construction" of the improvement. This includes structures which have incurred "substantial damage," regardless of the actual repair work performed. The term does not, however, include either (1) any project for improvement of a structure to correct existing violations of state or local health, sanitary, or safety code specifications which have been identified by the local code enforcement official and which are the minimum necessary to assure safe living conditions, or (2) any alteration of a "historic structure," provided that the alteration will not preclude the structure's continued designation as a "historic structure."

Variance is a grant of relief to an applicant from the requirements of this ordinance that allows construction in a manner otherwise prohibited by this ordinance where specific enforcement would result in unnecessary hardship.

Violation means a failure of a structure or other development to be fully compliant with the community's floodplain management regulations. A structure or other development without the Elevation Certificate, other certifications, or other evidence of compliance required in this ordinance is presumed to be in violation until such time as that documentation is provided.

Watercourse means any depression two feet or more below the surrounding land that serves to give direction to a current of water at least nine months of the year and that has a bed and well-defined banks.

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

SURPLUS ITEMS

After discussion, Graham moved and Neiman seconded the motion to surplus a 2011 Chevy Silverado pickup and a 2006 Fleetwood travel trailer and to sell on Auction Time. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

FLOODPLAIN ADMINISTRATOR

After discussion, Noel moved and Lightwine seconded the motion to combine the Zoning Administrator and Floodplain Administrator together effective July 1, 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

EMERGENCY PROTECTIVE CUSTODY SERVICE AGREEMENT WITH REGION V SYSTEMS

Neiman moved and Harre seconded the motion to approve the Emergency Protective Custody Services Agreement with Region V Systems beginning July 1, 2023 and ending June 30, 2024. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

BUDGET MAKING AUTHORITY FOR FISCAL YEAR 2023/2024

Graham moved and Lightwine seconded the motion to appoint the County Clerk as the budget making authority for fiscal year 2023/2024. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DEFICIT APPROPRIATIONS

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

RESOLUTION 2023 - 13

WHEREAS, all of the funds in the 2022-2023 budgets for the Board, County Court, Clerk of the District Court, and Economic Development 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 2022-2023 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 \$1,500.00 be appropriated to the Board, \$200.00 be appropriated to the Clerk of the District Court, \$10,000.00 be appropriated to the County Court, and \$1,500.00 be appropriated to Economic Development budgets from the unused funds in the County Miscellaneous account of the General Fund Budget for 2022-2023 of said county.

Upon roll call, the vote was as follows:

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

The Chairman declare the resolution adopted.

DISCUSSION WITH SALARY COMMITTEE REGARDING 2023/2024 EMPLOYEE INCREASES

Salary committee and the Board discussed 2023/2024 employee increases and the salary committee will be meeting with officials and department heads prior to the July 11, 2023 meeting.

ADJOURN

As there was no other business to come before the Board, Graham moved and Harre seconded the motion to adjourn until 9:15 a.m., July 11, 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

Attest

Chairman

AGENDA
FILLMORE COUNTY BOARD OF SUPERVISORS
MEETING DATE: JUNE 30, 2023

- 9:00** Convene meeting
Open Meetings Law posting
Roll Call & Cell phones
Correspondence
- 9:01** Public Hearing on Budget Amendment for Fund #5000 Hospital Operating Fund
Discuss/Approve ~ Budget Amendment for Fund #5000 Hospital Operating Fund

Approve Claims

CLOSED SESSION may be needed for any one or more items on the agenda.

June 29, 2023, 8:55 a.m.

Items on agenda are subject to change within the scheduled meeting. Items indicated with an asterisk will be addressed at the time indicated; other items shown are tentative and may be altered. If you are here to participate on an item and need special consideration because of a schedule conflict or some other problem, please let the County Clerk know so we may accommodate your needs.

The Fillmore County Board of Supervisors convened in open and public session at 9:08 a.m., July 11, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Neiman, Graham, Harre, and Lightwine. Cerny attending via zoom (nonvoting). The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication and a copy of the publication is on file in the County Clerk's office. All proceedings hereinafter shown were taken while the convened meeting was open to the public. The agenda was approved as presented. The Chairman noted that the public meeting guidelines are posted as required by law and available for public distribution if requested. The meeting was adjourned at 3:24p.m.

MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the June 27, 2023 and June 30, 2023, meetings approved as presented.

REGION V SERVICES BUDGET REQUEST

Matt Kasik, Chief Executive Officer and Lisa Meyer, Area Director with Region V Services presented their annual report and budget request of \$10,484.00 for fiscal year 2023/2024.

CLAIMS

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

GENERAL FUND:

Applied Connective Technologies	Ser, Rep	14,319.90
Auto Value Parts Stores	Rep, Sup	189.12
Barnas Drug, Inc.	Sup	42.12
Bi-Versal Services, LLC	Ser	508.85
Black Hills Energy	Uti	89.70
Blue Cross Blue Shield of Nebraska	Insur	72,057.16
Blue Valley Community Action Partnership	budget request	5,000.00
Brothers Equipment, Inc.	Rep	66.50
Chaney Chemical, Inc.	Sup	1,717.25
Jerry Chapman	Mile	15.72
City of Geneva	Uti	1,735.85
Clearlyfly	Uti	398.84
Consolidated Management Company	Meals	16.25
Cornerstone Bank	SS	6,477.91
Gaylord Craddock	Mile	66.81
Jill R. Cunningham	Rent	183.34
Diane Deepe	Ser	180.00
Eakes Office Solutions	Sup	1,534.06
Farmers Cooperative	Fuel	618.14
Fillmore County Clerk of the District Court	Fees	288.00
Fillmore County Court	Fees	809.55
Fillmore County Treasurer	Transfer	25,000.00
First Concord Benefits Group, LLC	Ser	30.00
First Concord Group, Inc.	Insur	2,575.41
Geneva Family Dentistry	Ser	393.00
Geneva Home Center	Sup, Equip	733.15
Geneva Tire and Auto, Inc.	Rep, Main	211.20
Glenwood	Uti	369.70
Dawn M. Henry	Rent	183.33
Kimberly J. Hirth	Rent	183.33
Hometown Leasing	Ser	1,549.75
Madeline Kamler	Mile	118.80
Kopchos Sanitation, Inc.	Uti	206.25
Stephen J. Kraviec	Ser, Post	1,869.50
Lee Enterprises	Ad	105.00
Lieske, Lieske, & Ensz, PC, LLO	Ser	220.00
Loup Valley Lighting, Inc.	Sup	238.50
Mikes Radiator and Tire Repair	Rep	35.00
MIPS, Inc.	Ser	3,241.57
Brenda Motis	Post	41.42
Murray Law PC, LLO	Ser	3,405.50
Nebraska Association of County Officials	Dues	2,206.66
Nebraska Law Enforcement Training Cntr	Lodging	250.00
Nebraska Public Power District	Uti	997.58
The Nebraska Signal	Ads, Proc	325.74
NIRMA	Insur	87,410.00
Postmaster	Post	300.00
PurFoods, LLC	Meals	412.50
Quadient Finance USA, Inc.	Post	700.00
Retirement Plans Division of Ameritas	Ret	6,004.81

July 11, 2023

Blaine Richards	Mile	31.44
Lon Schoenholz	Rep	420.00
Security Equipment, Inc.	Main, Rep	692.95
State of Nebraska DAS State Acctg.	Ser	448.00
State of Nebraska Dept. of Correctional	Boarding prisoners	2,800.85
Thayer County Treasurer	Sup	2,117.04
34 Electric, LLC	Rep, Main	1,598.91
Unifirst Corporation	Ser	486.32
US Bank, CPS	Post, Rep, Sup, Lodging	821.69
USDA, APHIS, General	Ser	6,133.78
Gary Warren	Mile	39.30
Windstream	Uti	146.31
Woodward's Disposal Service, Inc.	Uti	140.00
Payroll	Salaries	93,029.11

ROAD/BRIDGE FUND:

AFC Industries	Sup	265.59
Amazon Capital Services	Sup	85.96
Aurora Cooperative Elevator Co.	Fuel	2,996.28
Auto Value Parts Stores	Parts, Sup, Main	211.87
Paul Bauer	Ser	510.00
Beatrice Sand and Gravel	Gravel	29,691.91
Bi-Versal Services, LLC	Ser	1,340.09
Black Hills Energy	Uti	69.14
Carquest of Geneva	Parts, Sup	69.83
City of Geneva	Uti	63.95
Cornerstone Bank	SS	2,489.33
Geneva Implement Co., Inc.	Parts	30.40
Geneva Super Foods	Sup	30.17
Geneva Welding & Supply, Inc.	Sup, Parts	272.00
Glenwood Telecommunications, Inc.	Uti	64.95
Grafton Oil, Inc.	Fuel	1,241.24
Hometown Leasing	Ser	156.13
Kopchos Sanitation, Inc.	Uti	55.00
Lichti Oil	Fuel	5,752.77
Mid-Nebraska Aggregate, Inc.	Gravel	29,270.91
MIPS, Inc.	Ser	147.20
Mussman Excavating	Ser	1,798.00
The Nebraska Signal	Ads	70.00
Nick's Farm Store Co.	Rep	97.00
NIRMA	Insur	66,827.00
Perennial Public Power District	Uti	64.88
Protex Central, Inc.	Ser	150.00
Retirement Plans Division of Ameritas	Ret	2,176.19
Sapp Bros, Inc. – York	Fuel	7,195.69
Verizon	Uti	693.81
Village of Exeter	Uti	22.25
Village of Fairmont	Uti	22.98
Village of Grafton	Uti	42.54
Village of Milligan	Uti	28.50
Village of Ohiowa	Uti	48.00
Village of Shickley	Uti	77.04
Payroll	Salaries	32,943.72

ECONOMIC DEVELOPMENT – TOURISM FUND:

Provicus C/O Jacob Nutter, CEO	Ser	195.00
Southeast Nebraska Tourism Council	Wksh	200.00

REGISTER OF DEEDS PRESERVATION FUND:

MIPS, Inc.	Ser	148.48
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911 EMERGENCY MANAGEMENT FUND:

Glenwood	Uti	64.95
Windstream	Uti	1,731.22

ROAD DEPT/COURTHOUSE BUILDING BOND FUND:

Fillmore County Treasurer	Transfer	30,000.00
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HOSPITAL OPERATING FUND:

Fillmore County Hospital	June taxes	464.53
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CLAIMS

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

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

The Chairman declared the motion carried.

FEE REPORTS FOR JUNE 2023

After review, Graham moved and Lightwine seconded the motion to approve the following fee reports for June 2023:

County Clerk \$17,472.59 (State \$10,729.56 & County \$6,743.03)
Clerk of the District Court \$1,957.68

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

JAIL INSPECTION

After review by several Supervisors the jail inspection was in order, noting again that the kitchen needs a lot of repairs or to be replaced and they are in need of some shelving.

BAILIFF BUDGET REQUEST FOR 2023/2024

Bailiff budget request for 2023/24 is \$13,335.69 for Fillmore County was submitted for review.

DISCUSSION REGARDING SERVICE CONTRACT WITH MURPHY TRACTOR

Cody Cure and Jake Ryba with Murphy Tractor presented the Board with a yearly contract versus the eighteen (18) month contract for four (4) motor graders.

After discussion, Harre moved and Lightwine seconded the motion to approve the maintenance contract on four (4) John Deere motor graders with Murphy Tractor with the following amounts \$6,919.40, \$7,163.00, \$5,089.00, and \$7,286.00. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

REVIEW ROAD DEPARTMENT BUDGET

The Board and Highway Superintendent, Pat Halbur reviewed the Road Dept. budget for fiscal year 2023/2024.

BLUE VALLEY COMMUNITY ACTION

Shari Wurtz-Miller, CEO; Alice Herman, serving Fillmore & Thayer counties; and Heather Lytle, Administrative Director with Blue Valley Community Action gave their annual update and budget request of \$4,469.00 for fiscal year 2023/2024.

DISTRICT #1 PROBATION

Melanie Stormer, Chief Probation Officer presented an annual report to the Board with a budget request of \$4,631.55 for fiscal year, 2023/2024.

QUARTERLY MEETING WITH APPOINTED DEPARTMENT HEADS

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

DISCUSSION REGARDING CONTRACT WITH CITY OF GENEVA FOR LAW ENFORCEMENT SERVICES

Sheriff Roemmich and Chief Deputy McFarland met briefly to discuss the contract with the City of Geneva for law enforcement services. After discussion, Supervisors Graham and Harre, Sheriff, and Chief Deputy will meet with the committee from the City and report back to the Board at the July 25th meeting.

BRYANT TOWNSHIP PRELIMINARY LEVY ALLOCATION

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

RESOLUTION #2023 – 01BT

WHEREAS, Nebraska Statute 77-3443 (3) requires all political subdivision subject to county levy authority to submit a preliminary request for levy allocation to the County Board; and

WHEREAS, the Fillmore County is the levy authority for the Bryant Township;

NOW, THEREFORE, BE IT RESOLVED that the following is said Board's request for budget year 2023/2024: General Fund \$12,189.00

BE IT FURTHER RESOLVED that said Board has Interlocal Agreements of \$7,350.00 as a lid exclusion and it not included in the above tax request as allowed by law.

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

GENEVA TOWNSHIP PRELIMINARY LEVY ALLOCATION

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

RESOLUTION #2023 – 01GT

WHEREAS, Nebraska Statute 77-3443 (3) requires all political subdivision subject to county levy authority to submit a preliminary request for levy allocation to the County Board; and

WHEREAS, the Fillmore County is the levy authority for the Geneva Township;

NOW, THEREFORE, BE IT RESOLVED that the following is said Board's request for budget year 2023/2024: General Fund \$9,823.00.

BE IT FURTHER RESOLVED that said Board has Interlocal Agreements of \$7,350.00 as a lid exclusion and it not included in the above tax request as allowed by law.

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

PRINT VENDOR FOR LB 644 POSTCARDS

After discussion, Graham moved and Harre seconded the motion to approve the State Print Shop as the print vendor for LB 644 postcards. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

CHILLER BID DISCUSSION

Several of the vendors that submitted bids for the Chiller at the June 27th meeting were present to answer questions and concerns from the Board. After discussion, the Board requested vendors to submit references for the Board to contact and to award at the July 25th meeting.

FEE REPORT FOR JUNE 2023

After review, Graham moved and Lightwine seconded the motion to approve the following fee report for June 2023: **County Sheriff \$1,498.46.**

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

SEMI-ANNUAL REPORT

Darcy Nun, County Treasurer submitted the semi-annual report for the Board to review.

SALARY COMMITTEE RECOMMENDATION

Ralph Graham, Mark Lightwine, and Merle Noel members of the Salary committee informed the Board that the Salary committee met with some officials and department heads to discuss employees and their recommendations for increases.

After a lengthy discussion, Graham moved and Lightwine seconded the motion to approve the recommendations from the Salary committee for employee increases, change will be effective July 9th. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

HIGHWAY SUPERINTENDENT SALARY

After discussion, Graham moved and Harre seconded the motion to increase the Highway Superintendent's salary for 2023/2024 to \$65,500.00. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

ASSISTANT HIGHWAY SUPERINTENDENT SALARY

After discussion, Neiman moved and Lightwine seconded the motion to increase the Assistant Highway Superintendent's salary for 2023/2024 to \$29.00 an hour. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

SENIOR SERVICES DIRECTOR SALARY

After discussion, Harre moved and Graham seconded the motion to increase the Senior Services Director's salary for 2023/2024 to \$24.00 an hour. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

EMERGENCY MANAGER SALARY

After discussion, Lightwine moved and Graham seconded the motion to increase the Emergency Manager's salary for 2023/2024 to \$51,750.00 annually. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

NOXIOUS WEED SUPERINTENDENT SALARY

After discussion, Neiman moved and Noel seconded the motion to increase the Noxious Weed Superintendent's salary for 2023/2024 to \$26.00 an hour. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

CUSTODIAN / GROUNDSKEEPER'S SALARY

After discussion, Neiman moved and Graham seconded the motion to increase the head Custodian/Groundskeeper salary for 2023/2024 to \$22.00 and Assistant Custodian to \$20.00. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

PLANNING AND ZONING ADMINISTRATOR / VETERANS ASSISTANT SALARY

After discussion, Neiman moved and Lightwine seconded the motion to increase the Planning and Zoning Administrator/Veterans Service Assistant salary for 2023/2024 to \$19.75 an hour. Upon roll call, the vote was as follows:

Ayes: Harre, Lightwine, Neiman, Noel, and Sluka
Nays: None Abstaining due to conflict of interest: Graham

The Chairman declared the motion carried.

FILLMORE COUNTY DEVELOPMENT CORPORATION DIRECTOR SALARY

July 11, 2023

After discussion, Lightwine moved and Neiman seconded the motion to increase the Director of Fillmore County Development Corporation salary for 2023/2024 to \$22.00 an hour. Upon roll call, the vote was as follows:

Ayes: Graham, Lightwine, Neiman, Noel and Sluka

Nays: Harre and Neiman

The Chairman declared the motion carried.

ADJOURN

As there was no other business to come before the Board, Lightwine moved and Graham seconded the motion to adjourn until 9:05 a.m., July 25, 2023. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

Attest

Chairman

The Fillmore County Board of Supervisors convened in open and public session at 9:05 a.m., July 25, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Neiman, Graham, Harre, Cerny, and Lightwine. The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication and a copy of the publication is on file in the County Clerk's office. All proceedings hereinafter shown were taken while the convened meeting was open to the public. The agenda was approved as presented. The Chairman noted that the public meeting guidelines are posted as required by law and available for public distribution if requested. The meeting was adjourned at 3:41 p.m.

MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the July 11, 2023, meeting approved as presented.

REGION V SYSTEMS BUDGET REQUEST

Patrick Kreifels, Regional Administrator with Region V Systems presented their annual report and budget request of \$13,875.00 for fiscal year 2023/2024.

ROAD DEPARTMENT DISCUSSION

Highway Superintendent, Pat Halbur informed the Board at this time there are no specific projects other than road maintenance for Bryant and Geneva Townships for fiscal year 2023/24. The Board and Pat also reviewed a few budget items and made some changes.

COMPREHENSIVE PLAN HEARING

Opened the hearing for the update of the Comprehensive Plan at 10:45 a.m.

After discussion, Harre moved and Noel seconded the motion to close the public hearing for Comprehensive Plan at 10:53 a.m. as there was no testimony for or against the update. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

COMPREHENSIVE PLAN

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

RESOLUTION #2023 - 15

A RESOLUTION TO UPDATE AND ADOPT A REVISED PLANNING PERIOD, NEW GOALS AND POLICIES, UPDATED FUTURE 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 17th day of July 2023 with proper notice given, and has given a recommendation to update and approve a revised planning period, new goals and policies, updated future 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 25th day of July 2023 in the Fillmore County Courthouse on the proposed amendments for a revised planning period, new goals and policies, updated future 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 future 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, Graham, Harre, Lightwine, Neiman, Noel, and Sluka
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:

Action Auto Supply	Main, Rep	80.86
Amazon Capital Services	Rep	9.79
AT & T Mobility	Uti	1,172.21
Axon Enterprise, Inc.	Main	11,685.62
Bravebee Child Advocacy Center	Ser	2,250.00
Charm-Tex, Inc.	Sup	250.92
Cornerstone Bank	SS	5,725.15
Eakes Office Solutions	Ser	55.00
Patricia I. Engle	Meals	22.34
Farmer & Son Funeral Homes, Inc.	Ser	2,050.00
Fillmore County Treasurer	Transfer	50,000.00
First Concord Group, Inc.	Insur	256.53
Futurity IT, Inc.	Main	1,500.00
Geneva Super Foods	Sup	1,717.21
Government Forms & Supplies	Sup	254.59
The Home Depot Pro	Sup	822.02
Kalkwarf & Smith Law Offices, LLC	Ser, Sup, Post, Uti	3,307.33
Madison National Life Insurance Co.	Insur	202.54
Nebraska Association of Clerks, Register Of Deeds & Election Commissioners	Wksh	50.00
Nebraska Law Enforcement Training Center	Training	240.00
Nebraska Public Power District	Uti	1,712.61
The Nebraska Signal	Ads	210.00
Noel Lawn Care	Ser	1,996.38
Retirement Plans Division of Ameritas	Ret	5,452.30
Saline County Law Enforcement Center	Boarding prisoners	1,080.00
Skalka, Baack & Fiala Law Firm	Ser	2,530.54
State of Nebraska DAS State Accounting	Ser	43.88
State of Nebraska Dept of Correctional	Boarding prisoners	2,710.50
State of Nebraska Health & Human Svc	June patient care	90.00
State of Nebraska Public Health Envir Lab	Ser	210.00
Thayer County Sheriff	Ser	67.32
United States Treasury (IRS)	Ser	153.00
Weaver Pharmacy	Sup	147.92
WEX Bank	Fuel	2,994.64
Woods Aiken, LLP	Ser	2,052.51
Payroll	Salaries	83,749.34

ROAD/BRIDGE FUND:

AFC Industries	Sup	226.67
Amazon Capital Services	Equip	670.99
AT & T Mobility	Uti	46.73
Certified Truck & Trailer, Inc.	Parts, Rep	1,351.14
Cornerstone Bank	SS	2,451.75
Exeter Lumber, LLC	Sup	13.09
Farmers Cooperative	Fuel	146.75
Geneva Home Center	Sup	57.27
Grafton Mini-Mart	Fuel	81.80
Grafton Oil, Inc.	Fuel	1,301.80
John Deere Financial	Parts, Main	1,181.70
Nebraska Public Power District	Uti	343.35
Perennial Public Power District	Uti	94.86
Quill, LLC	Sup	180.41
Retirement Plans Division of Ameritas	Ret	2,142.93
Sapp Bros, Inc. – York	Fuel	1,738.50
WEX Bank	Fuel	1,579.09
Payroll	Salaries	32,456.09

INHERITANCE TAX FUND:

Fillmore County Treasurer	Transfer	15,000.00
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911 EMERGENCY MANAGEMENT FUND:

Nebraska Public Power District	Uti	213.91
Windstream	Uti	33.67

ROAD DEPT/COURTHOUSE BUILDING BOND FUND:

Union Bank & Trust Company	Principal & Interest	148,630.88
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CLAIMS

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

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

The Chairman declared the motion carried.

COURT APPOINTED SPECIAL ADVOCATES BUDGET REQUEST

Court Appointed Special Advocates (CASA) submitted a budget request of \$13,000.00 for fiscal year 2023/2024.

2023 2nd QUARTER ACCOUNTABILITY STATEMENTS

After review, Neiman moved and Graham seconded the motion to approve the 2023 second (2nd) quarter accountability statements as presented from Clerk of the District Court, County Attorney, County Clerk (Section 125 and Register of Deeds), and Soldier's & Sailors accounts. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

BUDGET REVIEWS

The following budgets were reviewed throughout the day: Treasurer, Extension, Assessor, County Court, Clerk of the District Court, District Judge, Building and Grounds, Veteran's Service Office, Planning & Zoning, East Office Building, Senior Services, Emergency Management, 911 Emergency Management, 911 Wireless Service, 911 Wireless Service Holding, 911 Communications Center, Sheriff, Law Enforcement Program K-9, Jail, Law Enforcement Grant, Federal Drug Law Enforcement, County Attorney, Noxious Weed, Board, Clerk, Register of Deeds, Elections, Data Processing, Employment Security, Insurance, Economic Development, Surveyor, County Medical Relief & Assistance, Institutions, Miscellaneous, Highway Bridge Buyback, Economic Development – Tourism, ROD Preservation & Modernization, Friends of the Courthouse, COVID American Rescue, Inheritance Tax, Road Dept/Courthouse Bond, and Ag Society Building Bond.

PUBLIC HEALTH SKIP FLU PROGRAM REQUEST

After discussion, Graham moved and Neiman seconded the motion to approve the request to fund Public Health Skip Flu program in the amount of \$1,900.00. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

AWARD CHILLER BID

After discussion, Sluka moved and Cerny seconded the motion to award the chiller bid to Johnson Controls with the variable speed pumps and approximately forty-eight (48) office fan coil units for approximately \$385,976.95. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

HANDBOOK REVIEW AND POTENTIAL CHANGES WITH ZELLE

Maddie Hughes with Zelle Human Resources reviewed some suggested changes with the Board regarding comp time, longevity pay, and sick leave policies. Pat Halbur, Nick Wollenburg, Shaundee Graham, Jean Engle, Brenda Motis, and Darcy Nun were present for discussion.

COMP TIME

After lots of discussion, Lightwine moved and Sluka seconded the motion to allow for forty (40) hours of comp time as a max for all departments and anything above would be paid out, would need to use comp time first and all comp time would be used or would be paid out during the month of June each year. Upon roll call, the vote was as follows:

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

The Chairman declared the motion failed.

After further discussion, Cerny moved and Lightwine seconded the motion to eliminate comp time effective August 1, 2023 and all comp time on the books would need to be used by the last payroll in June 2024 or would be paid out with the last payroll in June 2024. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

LONGEVITY PAY

After discussion, Noel moved and Harre seconded the motion to change the longevity pay to after three years of continuous employment, the following month employees would receive \$300.00 with an annual increase of \$100.00 until employee's tenth year and maximum longevity pay of \$1,000.00 – this will be paid out during the month of each employee's anniversary being effective January 1, 2024. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

SICK LEAVE

After discussion, Graham moved and Neiman seconded the motion effective August 1, 2023 that sick leave will no longer be paid out upon employee separation and to lower the maximum accrual to four hundred eighty (480) hours with all current employees being grandfathered into the current policy and will receive the payout upon separation. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

COMPUTERS FOR DEPUTIES/VEHICLES

After discussion, Harre moved and Cerny seconded the motion to purchase three GETAC S410 computers, vehicle docking station, and office docking station from Applied Connective for a total of \$12,293.70. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DISCUSSION REGARDING CONTRACT WITH CITY OF GENEVA FOR LAW ENFORCEMENT SERVICES

Sheriff Roemmich, Chief Deputy McFarland, Supervisors Graham and Harre along with County Clerk Amy Nelson met with the City of Geneva finance committee on July 17th to discuss the contract.

After discussion, Harre moved and Lightwine seconded the motion to propose a two-year contract beginning October 1, 2023 with a three and a half (3 ½) percent increase to the Geneva City Council. Upon roll call, the vote was as follows:

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

The Chairman declare the motion carried.

ADJOURN

As there was no other business to come before the Board, Sluka moved and Neiman seconded the motion to adjourn until 9:05 a.m., August 8, 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

Attest

Chairman

The Fillmore County Board of Supervisors convened in open and public session at 9:05 a.m., August 8, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Neiman, Graham, Harre, Cerny, and Lightwine. The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication and a copy of the publication is on file in the County Clerk's office. All proceedings hereinafter shown were taken while the convened meeting was open to the public. The agenda was approved as presented. The Chairman noted that the public meeting guidelines are posted as required by law and available for public distribution if requested. The meeting was adjourned at 1:03 p.m.

MINUTES CORRECTED

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

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

The Chairman declared the motion carried.

CLAIMS

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

GENERAL FUND:

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

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

ROAD/BRIDGE FUND:

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

REGISTER OF DEEDS PRESERVATION FUND:

MIPS, Inc	Ser	148.48
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911 EMERGENCY MANAGEMENT FUND:

Glenwood	Uti	64.95
Lichti Oil	Rep	131.08

HOSPITAL OPERATING FUND:

Fillmore County Hospital	July taxes	529.16
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CLAIMS

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

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

The Chairman declared the motion carried.

FEE REPORTS FOR JULY 2023

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

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

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

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

AMENDING CHILLER MOTION FROM JULY 25, 2023

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

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

The Chairman declared the motion carried.

FILLMORE COUNTY HOSPITAL UPDATE

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

TAKING OVER A PORTION OF ROAD E FROM GRAFTON TOWNSHIP

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

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

The Chairman declared the motion carried.

ANNUAL CERTIFICATION FORM FOR HIGHWAY STREET AND BRIDGE BUYBACK PROGRAM

After review, Neiman moved and Graham seconded the motion to approve the annual certification form for the Highway Street and Bridge Buyback program as submitted by the Highway Superintendent. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DISCUSSION REGARDING COMPENSATION FOR EMPLOYEE'S WITH CDL'S

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

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

The Chairman declared the motion carried.

OTHER ROAD DEPARTMENT DISCUSSION

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

FILLMORE COUNTY DEVELOPMENT CORPORATION UPDATE

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

PROMOTE GENEVA, GENEVA RETAIL & SERVICES EVENTS COMMITTEE

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

MANAGEMENT LETTER FOR SINGLE AUDIT WITH CONTRYMAN ASSOCIATES, PC

After discussion, Cerny moved and Neiman seconded the motion to approve the management letter with Contryman Associates, PC to perform a single audit for fiscal year 2022/2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

TAX SALE RESOLUTION

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

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

RESOLUTION #2023 – 16

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

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

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

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

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

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

SOUTHEAST NEBRASKA DEVELOPMENT DISTRICT BUDGET REQUEST

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

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

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

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

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

The Chairman declared the motion carried.

COMP TIME

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

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

The Chairman declared the motion carried.

CALL OUT TIME

After further discussion with employees, Cerny moved and Noel seconded the motion that employees who are called out for work will be compensated two (2) hours of paid time if the call out reason took less than two hours. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DISCUSSION REGARDING 911 COMMUNICATIONS COMMITTEE

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

EXECUTIVE SESSION

Graham moved and Lightwine seconded the motion that the Fillmore County Board of Supervisors hold an executive session at this time pursuant to Section 84-1401, Reissue, Revised Statutes of Nebraska, 1943, for the protection of the public interest and consider in executive session a personnel matter authorized by Statute to be discussed in executive session. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried and requested that County Sheriff, Emergency Manager, and County Clerk remain. Executive session began at 12:31 p.m.

RETURN TO REGULAR SESSION

Sluka moved and Harre seconded the motion to return to open session at 12:56 p.m. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

ADJOURN

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

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

The Chairman declared the motion carried.

Attest

Chairman

The Fillmore County Board of Supervisors convened in open and public session at 9:15 a.m., August 22, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Neiman, Graham, Harre, Cerny, and Lightwine. The County Clerk was present to record the minutes of the meeting. Ron Wilson attended most of the meeting.

Notice of the meeting was given by publication and a copy of the publication is on file in the County Clerk's office. All proceedings hereinafter shown were taken while the convened meeting was open to the public. The agenda was approved as presented. The Chairman noted that the public meeting guidelines are posted as required by law and available for public distribution if requested. The meeting was adjourned at 11:41 a.m.

MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the August 8, 2023, meeting approved as presented.

CLAIMS

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

GENERAL FUND:

AT & T Mobility	Uti	1,065.48
Auto Value Parts Stores	Rep	66.57
Axon Enterprises, Inc.	Ser	3,816.00
Charm-Tex, Inc.	Sup	169.80
Cornerstone Bank	SS	5,556.42
Eakes Office Solutions	Sup	327.00
Sharon Elznic	Mtgs, Mile	100.02
Exeter Senior Center	USDA Reim	46.90
Fairmont Aging Services	USDA Reim	99.40
Farmers Cooperative	Fuel	44.43
Fillmore County Hospital	Ser, Misc	240.20
Fillmore County Medical Center	Ser	49.86
Fillmore County Sheriff	Mile	296.54
Fillmore County Treasurer	Transfer, Witness fees	170,513.79
First Concord Benefits Group	Insur, Ser	3,218.81
Fortify Group	Misc	40.00
Geneva Home Center	Sup	185.64
Geneva Senior Center Foundation	USDA Reim	421.40
Geneva Super Foods	Sup	2,907.75
Geneva Tire and Auto, Inc.	Rep	98.51
Richard Girmus	Mtgs, Mile	22.86
Matt Hafer	Mtgs, Mile	76.44
Matt Harre	Mtgs, Mile	107.88
Holiday Inn Express & Suites–Grand Island	Lodging	360.90
Holiday Inn Express & Suites – Lincoln	Lodging	98.00
Kalkwarf & Smith Law Office, LLC	Ser, Uti, Wksh	3,612.00
Dean Kassik	Mtgs, Mile	69.30
Madison National Life Assurance	Insur	147.80
Morley Most	Mtgs, Mile	71.92
Murray Law PC, LLO	Ser	716.00
Nebraska Public Power District	Uti	2,613.55
Reg Noel	Mtgs, Mile	103.95
Protex Central, Inc.	Ser	356.25
Quadient Finance USA, Inc.	Post	700.00
Quadient Leasing USA, Inc.	Ser	948.63
Region V Systems	Ser	214.00
Retirement Plans Division of Ameritas	Retirement	5,397.53
Saline County Law Enforcement Center	Boarding prisoners	1,860.00
Security Equipment, Inc.	Ser	939.00
Skalka, Baack & Fiala Law Firm	Ser	80.50
State of Nebraska DAS State Accounting	Ser	218.00
State of Nebraska Dept. of Labor	Misc	593.22
State of Nebraska Health & Human Servc	July patient care	93.00
Allan Stuckey	Mtgs, Mile	69.30
Sullivan Shoemaker PC, LLO	Ser	4,140.03
Svehla Law Office, PC	Ser	1,984.00
Thayer County Treasurer	Sup	264.63
Western Oil II, LLC	Fuel	13.30
WEX Bank	Fuel	3,346.21
Windstream	Uti	144.14
Woods Aitken, LLP	Ser	452.50
Woodwards Disposal Services, Inc.	Ser	30.00
York County Sheriff Office	Ser	18.50
Payroll	Salaries	81,556.82

ROAD/BRIDGE FUND:

Ace Agricultural Supply	Parts	29.47
AT & T Mobility	Uti	46.73
Beatrice Sand & Gravel	Gravel	83,295.14
C & M Supply, Inc.	Fuel	1,133.81
Cornerstone Bank	SS	2,617.15
Exeter Lumber, LLC	Parts	15.27
Farmers Cooperative	Fuel	233.31
Fehlhafer's, Inc.	Parts, Rep	275.00
Geneva Home Center	Sup	8.59
Grafton Oil, Inc.	Fuel	1,585.22
Lichti Oil	Fuel	6,141.66
Martin Marietta	Rock projects	3,530.45
Mid-Nebraska Aggregate, Inc.	Gravel	34,478.98
Nebraska Association of County Officials	Wksh	150.00
Nebraska Public Power District	Utilities Commission	336.33
NMC Exchange, LLC	Parts, Rep, Ser	6,738.89
Retirement Plans Division of Ameritas	Ret	2,289.59
Sapp Bros, Inc. – York	Fuel	1,994.20
Straight-Line Striping, Inc.	Ser, Rep	10,651.10
Village of Grafton	Uti	42.54
Wex Bank	Fuel	1,658.57
Payroll	Salaries	34,628.78

911 EMERGENCY MANAGEMENT FUND:

Geneva Home Center	Sup	39.45
Nebraska Public Power District	Uti	226.58
Windstream	Uti	1,764.89

CLAIMS

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

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

The Chairman declared the motion carried.

2022/2023 COUNTY INVENTORY

Neiman moved and Graham seconded the motion to approve the 2022/2023 Inventory for all offices as presented by the office holder. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

SHOP HEATERS

After review of quotes obtained by Highway Superintendent, Neiman moved and Graham seconded the motion to approve the purchase of six forced air heaters from Gaylen Energy Supply, dba Lichti Oil in the amount of \$21,624.00 (installed price). Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

BOX CULVERT LETTING FOR C30(378) ROAD C BETWEEN ROAD 16 & ROAD 17

Box Culvert letting for project C30(378) on Road C between Road 16 and Road 17 was opened at 9:45 a.m. as advertised. The following bids were received:

<u>Bidder:</u>	<u>Total Bid:</u>
Van Kirk Bros Contracting, Sutton, NE	\$302,585.00
Vogtscapes, Inc., Bennet, NE	\$267,000.00
Bauer Infrastructure, LLC, Martell, NE	\$273,190.15
JJK Construction, Ceresco, NE	\$286,847.02
GUS Construction Co., Inc., Casey, IA	\$309,137.00
A & R Construction Co., Plainview, NE	\$224,807.43

AWARD BOX CULVERT BID FOR PROJECT C30(378) ON ROAD C BETWEEN ROAD 16 & ROAD 17

Tim Farmer with Speece Lewis Engineers reviewed all bids for errors or adjustments and found none.

August 22, 2023

Lightwine moved and Harre seconded the motion to accept all bids and award project C30(378) to A & R Construction Co. in the amount of \$224,807.43 with project beginning March 2024 and ending June 2024. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

UPDATE FROM NEBRASKA ASSOCIATION OF COUNTY OFFICIALS

Candace Meredith, Deputy Executive Director of Nebraska Association of County Officials (NACO) gave an update to the Board regarding upcoming training sessions, new and current programs being offered to counties, and provided information regarding NACO.

KRUP-KOVANDA SUBDIVISION, LIBERTY TOWNSHIP

Shaundee Graham, Planning and Zoning Administrator submitted the Krup-Kovanda Subdivision located in the Southeast Quarter of Section 25, Liberty Township to the Board.

After review, Harre moved and Cerny seconded the motion to approve the Krup-Kovanda Subdivision as presented with the following legal description: a tract of land located in the southeast quarter of Section 25, Township 7 North, Range 1 West of the 6th P.M., Fillmore County, Nebraska, being described as follows: commencing at the northwest corner of the southeast quarter of said Section 25, this being the point of beginning; thence N88°06'17"E, on the North line said southeast quarter, a distance of 480.78 feet; thence S01°53'43"E, perpendicular to the North line of said southeast quarter, a distance of 330.00 feet; thence S88°06'17"W, parallel with the North line of said southeast quarter, a distance of 481.63 feet to the West line of said southeast quarter; thence N01°44'51"W, on said West line, a distance of 330.00 feet to the point of beginning containing 3.65 acres, more or less; and

Legal description of easement: a 30-foot access easement located in the southwest quarter of Section 25, Township 7 North, Range 1 West of the 6th P.M., Fillmore County, Nebraska, being described as follows: commencing at the northwest corner of the southwest quarter of said Section 25, this being the point of beginning; thence N88°06'17"E (assumed bearing) on the North line of said southwest quarter, a distance of 2668.43 feet to the northeast corner of said southwest quarter; thence S01°44'51"W, on the East line of said southwest quarter, a distance of 30.00 feet; thence S88°06'17"W, parallel with the North line of said southwest quarter, a distance of 2668.31 feet the West line of said southeast quarter; thence N01°58'11"W, on the West line of said southwest quarter, a distance of 30.00 feet to the point of beginning containing 1.84 acres, more or less.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DISCUSSION WITH BENEFIT MANAGEMENT

Dustin Will, Registered Representative and Dan Duren, Benefit Advisor, with Benefit Management reviewed the insurance proposals submitted at the June 27th meeting and requested that an insurance committee be created to assist in researching the possibility to look at different health insurance. Further discussion will take place at a future meeting.

911 COMMITTEE UPDATE

Supervisor Graham gave a brief update on the 911 Committee.

ADDITIONAL BUDGET AUTHORITY

Lightwine moved and Noel seconded the motion to authorize up to one percent (1%) additional budget authority for fiscal year 2023/2024 as allowed by statute. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

2023/2024 BUDGET DISCUSSION

Board reviewed the budget with County Clerk, LB644 required tax request hearing will take place on September 18th, time to be determined, in the courtroom and the public hearing to adopt the budget would be September 26, 2023 at 9:15 a.m.

ADJOURN

Agenda items: "Port-a-pots in shops and Contract with City of Geneva" were tabled to a future meeting. As there was no other business to come before the Board, Lightwine moved and Cerny seconded the motion to adjourn until 9:05 a.m., September 12, 2023. Upon roll call, the vote was as follows:

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

Nays: Graham

August 22, 2023

The Chairman declared the motion carried.

Attest

Chairman

The Fillmore County Board of Supervisors convened in open and public session at 9:05 a.m., September 12, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Graham, Harre, Cerny, and Lightwine. Neiman was absent. The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication and a copy of the publication is on file in the County Clerk's office. All proceedings hereinafter shown were taken while the convened meeting was open to the public. The agenda was approved as presented. The Chairman noted that the public meeting guidelines are posted as required by law and available for public distribution if requested. The meeting was adjourned at 11:45 a.m.

MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the August 22, 2023, meeting approved as presented.

CLAIMS

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

GENERAL FUND:

Amazon Capital Services	Sup, Misc	644.36
Applied Connective Technologies	Ser, Equip	5,614.30
Axon Enterprises, Inc.	Training	990.00
Barnas Drug, Inc.	Sup	6.56
Paul Bauer	Ser	1,480.00
Bear Graphics, Inc.	Sup	321.21
Bi-Versal Services, LLC	Ser	508.85
Bixby Law Office	Ser	2,026.45
Black Hills Energy	Uti	117.98
Blue Cross Blue Shield of Nebraska	Insur	72,725.60
Blue Valley Community Action Partnership	budget request	5,000.00
CIDNET	Sup	300.00
City of Geneva	Uti	2,007.05
Clearfly	Uti	397.04
Comfort Inn	Lodging	464.80
Cornerstone Bank	SS	11,218.13
Jill R. Cunningham	Rent	183.33
Dollar General – Regions 410526	Sup	33.95
Eakes Office Solutions	Sup, Ser	1,462.82
Patricia I. Engle	Meal	11.16
Erdkamp Motors	Rep, Main	652.55
Exeter Senior Center	USDA Reim	37.80
Fairmont Aging Services	USDA Reim	116.90
Farmers Cooperative	Fuel	48.42
Fillmore County Hospital	Ser	233.28
First Concord Benefits Group, LLC	Insur, Ser	396.32
GALLS, LLC	Sup	1,019.33
Geneva Home Center	Sup	5.98
Geneva Senior Center Foundation	USDA Reim	399.70
Geneva Tire & Auto, Inc.	Rep, Main, Tires	604.80
GeoComm	Ser	2,239.04
Glenwood	Uti	369.70
Dawn M. Henry	Rent	183.34
Kimberly J. Hirth	Rent	183.33
John V. Hodge	Ser	3,691.50
The Home Depot Pro	Sup	272.32
Hometown Leasing	Ser	1,739.16
Kopchos Sanitation, Inc.	Uti	185.25
Stephen J. Kracviec	Ser, Post	1,869.35
Lieske, Lieske, & Ensz, PC, LLO	Ser	1,129.50
Midwest Connect	Sup	305.00
Mike's Radiator & Tire Repair	Rep	40.00
MIPS, Inc.	Ser	3,241.57
Murray Law, PC, LLO	Ser	4,096.00
Nebraska Association of County Officials	Wksh	120.00
Nebraska Fire Sprinkler	Rep	2,200.00
Nebraska Public Power District	Uti	1,100.45
The Nebraska Signal	Ads, Proc	1,444.71
Nick's Farm Store	Rep	12.49
Penguin Management, Inc.	Ser	3,840.00
PurFoods, LLC	Sup	381.25
Quadient Finance USA, Inc.	Post	700.00
Retirement Plans Division of Ameritas	Ret	10,906.67
Saline County Law Enforcement Center	Boarding prisoner	120.00
Secretary of State – Notary Division	Sup	30.00

September 12, 2023

Security Equipment, Inc.	Rep, Equip	1,810.55
Skalka, Baack, Fiala Law Firm	Ser	276.00
State of Nebraska DAS State Accounting	Ser	448.00
State of Nebraska Dept of Correctional Int	Boarding prisoner, Ser	4,517.40
State of Nebraska Public Environmental Lab	Ser	141.22
Thayer County Treasurer	Subscription	264.63
TK Elevator Corp.	Main	318.90
Unifirst Corporation	Ser	535.60
University of Nebraska – Lincoln	Wksh	95.00
US Bank, CPS	Meal, Sup, Ser, Post	2,603.69
Van Diest Supply Company	Sup	1,660.00
Weaver Pharmacy	Sup	266.98
Windstream	Uti	143.36
Woodward's Disposal Service, Inc.	Ser	80.00
Payroll	Salaries	164,306.03

ROAD/BRIDGE FUND:

Ace Irrigation & Manufacturing	Culverts	15,403.70
Amazon Capital Services	Sup	7.99
Arvest Equipment Finance	Rental	7,400.00
Aurora Cooperative Elevator Co.	Fuel	2,124.00
Auto Value Parts Stores	Parts, Sup, Main	394.13
Paul Bauer	Ser	510.00
Bi-Versal Services, LLC	Ser	1,225.09
Black Hills Energy	Uti	74.20
Carquest of Geneva	Parts	218.52
City of Geneva	Uti	99.15
Heather Clark	Ser	105.00
Cornerstone Bank	SS	5,283.82
Equipment Blades, Inc.	Equip	1,948.40
Exeter Lumber, LLC	Sup	16.00
Farmers Cooperative	Fuel	348.11
Geneva Implement Co., Inc.	Parts, Sup	760.60
Geneva Milling Co., Inc.	Sup	46.10
Geneva Super Foods	Sup	32.68
Geneva Tire & Auto, Inc.	Rep	246.60
Geneva Welding & Supply, Inc.	Sup	20.00
Glenwood Telecommunications, Inc.	Uti	64.95
Grafton Oil, Inc.	Fuel	3,182.62
Hometown Leasing	Ser	156.13
Lichti Oil	Fuel	10,938.58
Martin Marietta	Rock	33,682.01
MIPS, Inc.	Ser	147.20
The Nebraska Signal	Ads	350.00
Nichols Construction	Gravel	7,840.60
Northern Safety Co., Inc.	Equip	197.74
Perennial Public Power District	Uti	163.84
Power Plan	Parts, Rep	2,201.35
Quill, LLC	Sup	165.97
Retirement Plans Division of Ameritas	Ret	4,623.61
Sapp Bros, Inc., - York	Fuel, Main	9,270.50
Speece Lewis Engineers	Ser	10,400.00
US Bank, CPS	Parts	157.99
Village of Exeter	Uti	22.25
Village of Fairmont	Uti	47.77
Village of Grafton	Uti	42.52
Village of Shickley	Uti	83.79
Windstream	Uti	172.44
Payroll	Salaries	69,915.69

REGISTER OF DEEDS PRESERVATION FUND:

MIPS, Inc.	Ser	148.48
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INHERITANCE TAX FUND:

Security Equipment, Inc.	Equip	11,564.00
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911 EMERGENCY MANAGEMENT FUND:

Andrews Electric Co., Inc.	Rep	95.00
Glenwood	Uti	64.95
Platte Valley Communications	Rep	36.25
Windstream	Uti	1,764.89

911 WIRELESS FUND:

GeoComm	Ser	4,757.96
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ROAD DEPT./COURTHOUSE BOND FUND:

Union Bank & Trust	Ser	1,274.00
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HOSPITAL OPERATING FUND:

CLAIMS

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

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

The Chairman declared the motion carried.

FEE REPORTS

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

County Clerk \$29,827.74 (State \$21,291.11 & County \$8,536.63)
Clerk of the District Court \$1,094.71
County Sheriff \$1,587.54

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

HALL ACRES SUBDIVISION

Zoning Administrator, Shaundee Graham submitted the Hall Acres Subdivision located in the W ½ of the SW ¼, Section 20, Exeter Township.

After review, Harre moved and Lightwine seconded the motion to approve the Hall Acres Subdivision located in the W ½ of the SW ¼, Section 20, Exeter Township with the following legal description: a tract of land located in the West half of the Southwest quarter (W ½ SW ¼) of Section 20, Township 8 North, Range 1 West of the 6th P.M., within the one-mile jurisdiction of the Village of Exeter, Fillmore County, Nebraska, being described as follows: commencing at the Southwest corner of said Section 20; thence N89°55'02"E (assumed bearing) on the South line of the West half of the Southwest quarter of said Section 20, a distance of 966.06 feet; thence N00°04'58"W, perpendicular to said South line, a distance of 75.00 feet to the North right-of-way line of U.S. Highway 6 as described in Deed book 34, page 138, this being the point of beginning; thence continued N00°04'58"W, perpendicular to said South line; a distance of 475.00 feet; thence N89°55'02"E, parallel with the South line of said West half of the Southwest quarter, a distance of 280.00 feet; thence S00°04'58"E, perpendicular to said South line, a distance of 475.00 feet to said North right-of-way line of U.S. Highway 6; thence S89°55'02"W, on said North line, a distance of 280.00 feet to the point of beginning containing 3.05 acres more or less.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

HOUCHIN SUBDIVISION

Shaundee Graham, Zoning Administrator submitted the Houchin Subdivision located in the Southwest Quarter of Section 19, Belle Prairie Township.

After review, Noel moved and Harre seconded the motion to approve the Houchin Subdivision located in the SW ¼, Section 19, Belle Prairie Township with the following legal description: a tract of land located in the Southwest quarter of Section 19, Township 5 North, Range 2 West of the 6th P.M., Fillmore County, Nebraska, being described as follows: commencing at the Southwest corner of the Southwest quarter of said Section 19; thence N00°02'34"E, (assumed bearing), on the West line of said Southwest quarter, a distance of 1804.00 feet to the point of beginning; thence continuing N00°02'34"E, on said West line a distance of 445.00 feet; thence S89°57'26"E, perpendicular to said West line, a distance of 334.00 feet; thence S03°04'32"W, a distance of 458.97 feet; thence N87°30'48"W, a distance of 310.00 feet to the point of beginning containing 3.34 acres, more or less, including 0.34 acres, more or less, of County road right-of-way.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

LEASE FOR CAT SKID LOADER

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

RESOLUTION 2023 – 21

A resolution authorizing the FILLMORE COUNTY ROADS DEPARTMENT, NE to enter into a Municipal Rental Agreement for the purpose of procuring the use of (1) 2023 CATERPILLAR 259D3 Serial #CW927983 with BUCKET-GP, 74", BOCE Serial #A4233BK21353

WHEREAS, FILLMORE COUNTY ROADS DEPARTMENT, NE, Nebraska (the "FILLMORE COUNTY ROADS DEPARTMENT, NE"), is a political subdivision of the State of Nebraska ("the State") and is duly organized and existing pursuant to the Constitution and laws of the State;

WHEREAS, pursuant to applicable law, the governing body of the FILLMORE COUNTY ROADS DEPARTMENT, NE (the "Governing Body") is authorized to rent personal property necessary to the functions or operations of the FILLMORE COUNTY ROADS DEPARTMENT, NE;

WHEREAS, the Governing Body hereby finds and determines that it is appropriate and necessary to the functions and operations of the FILLMORE COUNTY ROADS DEPARTMENT, NE for the FILLMORE COUNTY ROAD DEPARTMENT, NE to rent the (1) 2023 CATERPILLAR 259D3 Serial #CW927983 with BUCKET-GP, 74", BOCE Serial #A4233BK21353 described in the bid or proposal of (1) 2023 CATERPILLAR 259D3 Serial #CW927983 with BUCKET-GP, 74", BOCE Serial #A4233BK21353 (the "Equipment");

WHEREAS, the Governing Body hereby finds and determines that the rental of the Equipment pursuant to, and the execution of the County of FILLMORE, the Municipal Rental Agreement in the form, or substantially in the form, presented to the Governing Body at the time of adoption of this Resolution (the "Rental Agreement"), for the purpose of renting the Equipment, is appropriate and necessary to the functions and operations of the County;

WHEREAS, Arvest Equipment Finance, a division of Arvest Bank (the "Lessor") has agreed to act as lessor under the Rental Agreement.

NOW THEREFORE, BE IT ORDAINED AND ENACTED BY THE GOVERNING BODY OF FILLMORE COUNTY ROAD DEPARTMENT, NE, Nebraska, that:

Section 1. The bid or proposal for the Equipment to be rented by the FILLMORE COUNTY ROADS DEPARTMENT, NE is hereby accepted.

Section 2. The CHAIRMAN OF THE FILLMORE COUNTY BOARD OF SUPERVISORS, his/her signature being attested by the Clerk of FILLMORE COUNTY, NE is hereby authorized to execute the Rental Agreement with the Lessor providing for the rental of the Equipment by the FILLMORE COUNTY ROADS DEPARTMENT, NE in the form, or substantially in the form, presented to the Governing Body at the time of adoption of this Resolution. The CHAIRMAN OF THE FILLMORE COUNTY BOARD OF SUPERVISORS is hereby authorized to negotiate such additional documents as are necessary to complete the Rental Agreement, and the CHAIRMAN OF THE FILLMORE COUNTY BOARD OF SUPERVISORS is hereby authorized to execute, his/her signature being attested by the Clerk of FILLMORE COUNTY, NE, any such additional documents or certificates as required by the Lessor. All other related contracts, agreements and documents necessary and incidental to the Rental Agreement are hereby authorized.

Section 3. The rental payments under the Rental Agreement in each fiscal year shall be charged against and paid from the revenues of the FILLMORE COUNTY ROADS DEPARTMENT, NE available for such purpose under the laws of the State for such fiscal year. For the purpose of making the said rental payments there is hereby, and shall be, appropriated to pay such rental payments, for the current fiscal year, an amount of general revenues of the FILLMORE COUNTY ROADS DEPARTMENT, NE sufficient for such purposes. The Treasurer is hereby authorized and directed to withdraw from the General Fund and/or from such other sources as may be hereafter directed by the Governing Body, the amounts and at the times necessary to make the rental payments under the Rental Agreement.

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

LOCKS FOR SOUTH DOOR IN SHOP

After discussion, Harre moved and Lightwine seconded the motion to approve the bid of \$1,060.00 to change the lock on the south door of county shop. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

LPA PROGRAM AGREEMENT FOR STATEWIDE UPGRADING EXISTING STOP SIGNS

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

RESOLUTION #2023 – 22

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

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

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

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

The Chair of the Fillmore County Board of Supervisors is hereby authorized to sign the attached Project Program Agreement between Fillmore County and NDOT.

Fillmore County is committed to providing local funds for the project as required by the Project Program Agreement:

NDOT Project Number: HSIP-STWD(302)
NDOT Control Number: 01063
NDOT Project Name: Statewide Stop Sign Program

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

PUBLIC HEARING FOR ONE-AND SIX-YEAR PLAN

Opened public hearing for One- and Six-Year plan at 9:45 a.m. as advertised. Board discussed the one- and six-year plan with the Assistant Highway Superintendent.

After discussion, Harre moved and Graham seconded the motion to close the public hearing at 9:51 a.m. and there was no public present for discussion. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

ONE- AND SIX-YEAR PLAN

Lightwine moved and Graham seconded the introduction of the following resolution:

RESOLUTION 2023 – 23

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 2023 – 2024 One (1) and Six (6) Year Program as proposed by the Fillmore County Highway Superintendent.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DISCUSSION REGARDING TREES AT THE EAST OFFICE BUILDING

Supervisor Cerny has been in contact with vendor to purchase three (3) trees to replace the ones that were dead and removed for approximately \$700.00 each. Will have further information at the next meeting.

2023/2024 BUDGET DISCUSSION

Board reviewed the budget with County Clerk, LB644 required tax request hearing will take place on September 20th, at 6:05 p.m., in the courtroom and the public hearing to adopt the budget would be September 26, 2023 at 9:15 a.m.

RENODRY, USA PRESENTATION

Michael Clancy, Partner/Chief Technology Officer with RENODRY, USA gave a presentation to the Board regarding a permanent solution to completely eliminate ground moisture and salts that destroy buildings foundation.

INTERLOCAL AGREEMENT WITH YORK COUNTY FOR VETERANS SERVICE OFFICER

Nick Wollenberg, York/Fillmore County Veterans Service Officer presented an updated interlocal agreement with York County. This interlocal agreement started in 2017 with no changes to the compensation.

After discussion, Harre moved and Cerny seconded the motion to approve the updated interlocal agreement with York County to provide a Veterans Service Officer to Fillmore County for an annual amount of \$25,000.00. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

VETERANS TRANSPORT VEHICLE

Veterans Service Officer, Nick Wollenberg presented quotes from Friesen's Chevrolet, Inc. and Sid-Dillan for a 2024 Chevrolet Equinox.

After review, Sluka moved and Harre seconded the motion to purchase the 2024 Chevrolet Equinox RS from Friesen's Chevrolet, Inc for \$35,145.00 to use for transportation of veterans to appointments. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

INTERLOCAL COOPERATION AGREEMENT FOR SHARING MASS NOTIFICATION SYSTEM

Emergency Manager, Jean Engle presented the yearly interlocal cooperative agreement for sharing mass notification system with Fillmore, Jefferson, Nuckolls, Saline, and Thayer counties.

After discussion, Graham moved and Lightwine seconded the motion to approve the Interlocal Cooperative Agreement for sharing Mass Notification System with Fillmore, Jefferson, Nuckolls, Saline, and Thayer counties beginning June 21, 2023 and ending June 20, 2024 for \$1,713.90. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

UPGRADE OF CAMERAS AT THE 911 TOWER

Jean Engle, Emergency Manager informed the Board that the cameras that were installed at the 911 tower are not currently working. Platte Valley Communications out of Hastings informed Jean that they needed to be upgraded to a new system, which would allow for recording and review.

After discussion, Lightwine moved and Cerny seconded the motion to upgrade the camera system at the 911 tower adding and NVR for a total of \$3,088.00. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

ADJOURN

The agenda item "Region V Services name change" was tabled to the next meeting. As there was no other business to come before the Board, Graham moved and Lightwine seconded the motion to adjourn until 9:05 a.m., September 26, 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

Attest

Chairman

BRYANT TOWNSHIP BUDGET HEARING

Opened public hearing at 8:45 a.m. for the Bryant Township budget hearing. The Board reviewed the budget documents and had some discussion among them. As no one appeared to testify for or against, therefore Chairman Sluka closed the hearing at 8:58 a.m.

GENEVA TOWNSHIP BUDGET HEARING

Opened public hearing at 9:00 a.m. for the Geneva Township budget hearing. The Board reviewed the budget documents and had some discussion among them. As no one appeared to testify for or against, therefore Chairman Sluka closed the hearing at 9:13 a.m.

COUNTY BUDGET HEARING

The hearing on the county's budget for 2023/2024 was opened at 9:15 a.m. as advertised. County Board and Clerk reviewed the budget documents. Greg Scellin with the Nebraska Signal was present for discussion, no one appeared to testify for or against, therefore Chairman Sluka closed the hearing at 9:29 a.m.

The Fillmore County Board of Supervisors convened in open and public session at 9:30 a.m., September 26, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Neiman, Graham, Harre, Cerny, and Lightwine. The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication and a copy of the publication is on file in the County Clerk's office. All proceedings hereinafter shown were taken while the convened meeting was open to the public. The agenda was approved as presented. The Chairman noted that the public meeting guidelines are posted as required by law and available for public distribution if requested. The meeting adjourned at 10:51 a.m.

MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the September 12, 2023, meeting approved as presented.

2023 – 2024 COUNTY BUDGET ADOPTED

Lightwine moved and Graham seconded the introduction of the following resolution:

RESOLUTION 2023 – 24

WHEREAS, a proposed County Budget for the Fiscal Year July 1, 2023, to June 30, 2024, prepared by the Budget Making Authority, was transmitted to the County Board on the 26th day of September 2023.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Fillmore County, Nebraska as follows:

Section 1: That the budget for the Fiscal Year July 1, 2023, to June 30, 2024, as categorically evidenced by the Budget Document be, and the same hereby is, adopted as the budget for Fillmore County for said fiscal year.

Section 2: That the offices, departments, activities, and institutions herein named are hereby authorized to expend the amounts herein appropriated to them during the fiscal year beginning July 1, 2023, and ending June 30, 2024.

Section 3: That the income necessary to finance the appropriations made and expenditures authorized shall be provided out of the unencumbered cash balance in each fund, revenues other than taxation to be collected during the fiscal year in each fund, and tax levy requirements for each fund.

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

SETTING THE PROPERTY TAX REQUEST

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

RESOLUTION 2023 – 25

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the Governing Body of the Fillmore County Board of Supervisors passes by a majority vote a resolution setting the tax request; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request;

NOW THEREFORE, the Governing Body of the Fillmore County, resolves that:

- 1. The 2023 – 2024 property tax request be set at:
 - i. General Fund \$ 5,601,877.79
 - ii. Road Building Fund \$ 199,215.63
 - iii. Ag Society Building Fund \$ 73,049.54
 - iv. Hospital Operating Fund \$ 100,000.00
- 2. The total assessed value of property differs from last year's total assessed value by 4.313 percent.
- 3. The tax rate which would levy the same amount of property taxes from last year, when multiplied by the new total assessed value of property, would be \$0.227971 per \$100 of assessed value.
- 4. The Fillmore County proposes to adopt a property tax request that will cause its tax rate to be \$0.236281 per \$100 of assessed value.
- 5. Based on the proposed property tax request and changes in other revenue, the total operating budget of Fillmore County will increase last year's budget by 3.968 percent
- 6. A copy of this resolution be certified and forwarded to the County Clerk on or before October 15, 2023.

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

ANNUAL CERTIFICATION OF YEAR END REPORT

Lightwine moved and Cerny seconded the motion to approve the annual certification of year-end report for period of July 1, 2022, and ending June 30, 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

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

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

RESOLUTION 2023 – 26

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

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

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

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

CONTRACT WITH A & R CONSTRUCTION FOR PROJECT #C-30(378)

Lightwine moved and Noel seconded the motion to approve and sign the contract with A & R Construction for a concrete box culvert, Project #C-30(378), Structure #C003000615, located on Road C between Road 16 and Road 17 for bid price of \$224,807.43. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

ASSISTANT HIGHWAY SUPERINTENDENT SALARY ADDING AMOUNT FOR CDL

After discussion, Harre moved and Graham seconded the motion to increase the Assistant Highway Superintendent's salary by \$.50 for having a CDL and participating in the program to \$29.50 an hour and to make this retroactive to July 9, 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

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:

AT & T Mobility	Uti	1,058.25
Blue Cross Blue Shield of Nebraska	Insur	70,441.22
Bockstadter & Glen Law, LLC	Ser	214.40
Carrier Corporation	Ser, Main	3,050.00
Charm-Tex, Inc.	Sup	50.90
Cornerstone Bank	SS	5,868.31
Farmer & Son Funeral Homes, Inc.	Ser	2,050.00
Fillmore County Medical Center	Ser	285.39
Fillmore County Treasurer	Transfer	225,000.00
Geneva Home Center	Sup	176.83
Hamilton County Sheriff's Office	Boarding prisoners	1,400.00
Holiday Inn Express Scottsbluff	Lodging	392.00
The Home Depot Pro	Sup	465.47
Jim's Repair	Main	142.68
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Mile	3,353.32
Madison National Law Insurance Co.	Insur	176.00
Mid-American Research Chemical	Sup	877.00
Midwest Court Reporting	Ser	301.00
Murray Law PC, LLO	Ser	2,555.50
Nebraska Public Power District	Uti	1,933.95
The Nebraska Signal	Ad	70.00
Amy Nelson	Mile	134.93
Noel Lawn Care	Ser	2,428.98
Retirement Plans Division of Ameritas	Ret	5,892.81
Alexis Schmidt	Mile	170.30
Secretary of State – Elections Division	Wksh	40.00
Secretary of State	Ser	20.00
Seward County Sheriff	Ser	19.50
State of Nebraska DAS State Acctg.	Ser	196.00
State of Nebraska Health & Human Serv.	August patient care	93.00
Thumbs Up Nail Salon	Sup	57.94
Brandy VanDeWalle	Uti, Meal, Lodging	515.29
Weather TAP	Ser	549.95
WEX Bank	Fuel	3,689.90
Payroll	Salaries	85,527.40

ROAD/BRIDGE FUND:

AT & T Mobility	Uti	46.73
Beatrice Sand & Gravel	Sup	12,330.64
Donald L. & Linda J. Bristol	Easement	100.00
C & M Supply, Inc.	Fuel	1,477.93
Cornerstone Bank	SS	2,590.44
Geneva Home Center	Sup	47.50
Grafton Mini-Mart	Fuel	100.00
Grafton Oil, Inc.	Fuel	1,739.92
Kopchos Sanitation, Inc.	Uti	55.00
Lichti Oil	Fuel	3,403.82
Medical Enterprises, Inc.	Sup	70.00
Mid-Nebraska Aggregate, Inc.	Sup	35,334.77
Nebraska Public Power District	Uti	389.49
Nichols Construction	Sup	63,674.93
NMC Exchange, LLC	Parts, Ser, Main	9,511.94
Perennial Public Power District	Uti	188.08
Retirement Plans Division of Ameritas	Ret	2,266.70
Riverside Portables, LLC	Main	240.00
Sapp Bros, Inc. – York	Fuel	3,776.90
34 Electric, LLC	Rep	27.37
Verizon	Ser	527.75
Western Oil II, LLC	Fuel	507.93
WEX Bank	Fuel	3,005.47
Windstream	Uti	172.44
Payroll	Salaries	34,289.79

<u>INHERITANCE TAX FUND:</u>		
Friesen Chevrolet	Equip	33,390.00
Geneva Home Center	Sup	565.89
Johnson Controls, Inc.	Equip	199,898.92
<u>911 EMERGENCY MANAGEMENT FUND:</u>		
Nebraska Public Power District	Uti	232.23

CLAIMS APPROVED

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

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

The Chairman declared the motion carried.

HVAC MAINTENANCE FOR COURTHOUSE

After discussion and review, Neiman moved and Noel seconded the motion to approve to move from Carrier to Johnson Controls effective December 1, 2023, and to notify Carrier with a letter. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

PLANNING COMMISSION REAPPOINTMENTS

After discussion, Harre moved and Lightwine seconded the motion to reappoint Morley Most and Sharon Elznic to the Planning Commission with their term ending June 30, 2026. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

REPRESENTATIVE FOR BLUE VALLEY COMMUNITY ACTION BOARD

Lightwine moved and Cerny seconded the motion to appoint Neiman as the representative to the Blue Valley Community Action Board beginning January 1, 2024 and ending December 31, 2024. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

OTHER DISCUSSION

After discussion and review of the four (4) proposed service options for the new 2024 Chevrolet Equinox for the Veteran’s Service transit vehicle, the Board agreed to not add any service options.

Exeter Community Club is offering to put red ribbons on the exterior doors of the County buildings for \$30.00 per door. After discussion, the Board approved for the Exeter Community Club to place the ribbons on the doors.

ADDITIONAL BUDGET AUTHORITY FOR BRYANT TOWNSHIP

Harre moved and Lightwine seconded the motion to authorize up to one percent (1%) additional budget authority for fiscal year 2023/2024 as allowed by statute for Bryant Township. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

BRYANT TOWNSHIP 2023/2024 BUDGET

Neiman moved and Graham seconded the motion to approve the 2023/2024 Bryant Township budget as advertised and presented. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

AUDIT WAIVER FOR BRYANT TOWNSHIP

Graham moved and Noel seconded the motion to request an audit waiver for the 2022/2023 fiscal year for Bryant Township. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

ADDITIONAL BUDGET AUTHORITY FOR GENEVA TOWNSHIP

Harre moved and Neiman seconded the motion to authorize up to one percent (1%) additional budget authority for fiscal year 2023/2024 as allowed by statute for Geneva Township. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

GENEVA TOWNSHIP 2023/2024 BUDGET

Lightwine moved and Noel seconded the motion to approve the 2023/2024 Geneva Township budget as advertised and presented. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

AUDIT WAIVER FOR GENEVA TOWNSHIP

Graham moved and Cerny seconded the motion to request an audit waiver for the 2022/2023 fiscal year for Geneva Township. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

EMPLOYEE HANDBOOK

After review, Harre moved and Cerny seconded the motion to approve the updated employee handbook as presented by Zelle HR Solutions. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

REGION V SERVICES NAME CHANGE

Matt Kasik, CEO of Region V Services and Todd Scholz, Direction of Quality & Ethics presented the reason for the name change of Region V Services to Apace.

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

RESOLUTION #2023 – 27

WHEREAS, pursuant to Neb. Rev. Stat. §23-104(6), the County has the power to do all acts in relation to the concerns of the county necessary to the exercise of its corporate powers;

WHEREAS, pursuant to Neb. Rev. Stat. §23-103, the powers of the County as a body are exercised by the County Board;

WHEREAS, Fillmore County is part of Region V consisting of Polk, Butler, Saunders, Seward, Lancaster, Otoe, Fillmore, Saline, Thayer, Jefferson, Gage, Johnson, Nemaha, Pawnee, York, and Richardson Counties;

WHEREAS, on or about August 15, 1974 the County approved and adopted an interlocal agreement for the Formation of the Region V Community Human Services Program under Nebraska’s Interlocal Cooperation Act (the “Agreement”); and

WHEREAS, the governing board of Region V Community Human Services Program desires to amend the Agreement in order to formally change the name from Region V Community Human Services Program to Apace (the “Amendment”), which is attached hereto as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED by the Fillmore County Board of Supervisors that this Board hereby approves and adopts the Amendment.

Exhibit A:

**FIRST AMENDMENT TO THE AGREEMENT FOR THE FORMATION OF
THE REGION V COMMUNITY HUMAN SERVICES PROGRAM
UNDER THE INTERLOCAL COOPERATION ACT**

The Counties hereby adopt the following first amendment (the “Amendment”) to the Agreement for the Formation of the Region V Community Human Services Program under the Interlocal Cooperation Act dated August 15, 1974 (the “Agreement”).

WHEREAS, on August 15, 1974, the Nebraska Counties of Polk, Butler, Saunders, Seward, Lancaster, Otoe, Fillmore, Saline, Thayer, Jefferson, Gage, Johnson, Nemaha, Pawnee, York and Richardson (the “Counties”) entered into the Agreement pursuant to Neb. Rev. Stat. 13-801, et, seq., for the purpose of creating the Region V Community Human Services Program to provide comprehensive community mental health and developmentally disabled services and programs for citizens of the Counties;

WHEREAS, the Counties now desire to change the program name from Region V Community Human Services Program to Apace (the “Name Change”);

WHEREAS, the governing board of Region V Community Human Services Programs approved the Name Change on September 11, 2023;

NOW THEREFORE, the Agreement is amended as follows:

1. Any reference to Region V Community Human Service Program in the Agreement is hereby deleted and shall be replaced with the following program name:
 - Apace

The remainder of the Agreement remains unchanged and in full force and effect.

2. This Agreement may be executed in one or more counterparts, each of which shall be deemed an original, and all of which shall constitute one single instrument.

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

ADJOURN

As there was no other business to come before the Board, Graham moved and Cerny seconded the motion to adjourn until 9:05 a.m., October 10, 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

Attest

Chairman

The Fillmore County Board of Supervisors convened in open and public session at 9:10 a.m., October 10, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Neiman, Graham, Harre, Cerny, and Lightwine. The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication and a copy of the publication is on file in the County Clerk's office. All proceedings hereinafter shown were taken while the convened meeting was open to the public. The agenda was approved as presented. The Chairman noted that the public meeting guidelines are posted as required by law and available for public distribution if requested. The meeting adjourned at 12:05 p.m.

MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the September 26, 2023, meeting approved as presented.

EXTENSION OFFICE UPDATE

Alexis Schmidt gave an update to the Board of what the Extension office has been doing and some upcoming events.

CLAIMS

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

GENERAL FUND:

Amazon Capital Services	Sup	188.23
Applied Connective Technologies	Ser	4,501.30
Paul Bauer	Ser	1,480.00
Bi-Versal Services, LLC	Ser	508.85
Black Hills Energy	Uti	128.93
CASA of South Central Nebraska	budget request	13,000.00
Jerry Chapman	Mile	47.16
City of Geneva	Uti	2,244.90
Clearfly	Uti	400.82
Cornerstone Bank	SS	5,813.62
Gaylord Craddock	Mile	66.81
Jill R. Cunningham	Rent	183.34
Dollar General – Regions 410526	Sup	14.90
Eakes Office Solutions	Sup, Equip	1,901.41
Patricia I. Engle	Meal	13.96
Exeter Lumber, LLC	Sup	20.19
Farmers Cooperative	Fuel	76.14
Fillmore County Clerk of the District Court	Fees	74.00
Fillmore County Court	Fees	852.88
Fillmore County Hospital	Ser	203.28
Fillmore County Sheriff	Mile	165.28
Fillmore County Treasurer	Misc	15.00
First Concord Benefits Group, LLC	Ser, Insur	6,814.71
Gage County Clerk	Probation budget request	4,713.30
Geneva Home Center	Sup	85.97
Geneva Super Foods	Sup	298.66
Geneva Tire and Auto, Inc.	Main	67.55
Glenwood	Uti	309.75
Dawn M. Henry	Rent	183.33
Kimberly J. Hirth	Rent	183.33
Hometown Leasing	Ser	1,739.16
Jlms U-Save Pharmacy	Sup	49.80
Kelch Plumbing, Heating, Refrigeration, Inc.	Equip, Main	9,337.91
Kopchos Sanitation, Inc.	Uti	185.25
Stephen J. Kraviec	Ser, Post	1,868.69
Lancaster County Sheriff	Mile	18.69
Lieske, Lieske & Ensz, PC, LLO	Ser	1,874.06
Midwest Connect	Sup	15.00
MIPS, Inc.	Ser	3,241.57
Nebraska Association of County Officials	Postcards	2,953.91
Nebraska Cooperative Extension Assoc.	Wksh	385.00
The Nebraska Signal	Pro, Ads	1,251.30
Nick;s Farm Store	Rep	327.38
911 Custom	Equip	793.37
Precision Signs & Graphics, LLC	Sup	90.00
PurFoods, LLC	Sup	331.25
Quadient Finance USA, Inc.	Post	700.00
Region V Services	Budget request	5,242.00
Region V Systems	Budget request, EPC	14,303.00
Retirement Plans Division of Ameritas	Ret	5,730.51

October 10, 2023

Blaine Richards	Mile	31.44
Saline County Clerk	Bailiff budget request	13,335.69
Saline County Treasurer	Drug court budget request	1,711.00
Alexis Schmidt	Mile	111.35
Southeast Nebraska Development District	Budget request	6,288.00
Seward County Sheriff	Mile	53.62
Skalka, Baack, & Fiala Law Firm	Ser	126.50
State of Nebraska Dept of Correctional	Boarding prisoners, Ser	4,505.49
Sullivan Shoemaker PC, LLO	Ser	5,490.29
Thayer County Treasurer	Sup	296.38
Unifirst Corporation	Ser	551.56
UD Bank CPS	Fuel, Lodging, Sup, Meal, Wksh	2,470.00
Van Diest Supply Company	Sup	978.00
Gary Warren	Mile	39.30
Woodward's Disposal Service, Inc.	Ser	80.00
Payroll	Salaries	84,784.56

ROAD/BRIDGE FUND:

Amazon Capital Services	Sup	43.49
Auto Value Parts Stores	Parts, Sup	381.18
Paul Bauer	Ser	510.00
Beatrice Sand and Gravel	Gravel, Rock	36,461.06
Bi-Versal Services, LLC	Ser	1,225.09
Black Hills Energy	Uti	73.25
Certified Truck & Trailer, Inc.	Rep	221.00
City of Geneva	Uti	63.95
Cornerstone Bank	SS	2,639.15
Eakes Office Solutions	Sup	18.55
Exeter Lumber, LLC	Sup, Parts	350.13
Geneva Tire and Auto, Inc.	Rep	149.70
Geneva Welding & Supply, Inc.	Sup	140.50
Glenwood Telecommunications, Inc.	Uti	64.95
Grafton Oil, Inc.	Fuel	1,757.50
Hometown Leasing	Ser	156.13
John Deere Financial	Parts, Main	711.79
LCL Truck Equipment, Inc.	Parts	61.35
Lichti Oil	Fuel	2,234.55
Martin Marietta	Rock	36,070.70
Medical Enterprises, Inc.	Sup	5.00
MIPS	Ser	147.20
Nebr Iowa Industrial Fasteners Corp	Sup	292.72
The Nebraska Signal	Ads	280.00
Nick's Farm Store Co.	Rep	30.76
NMC Exchange, LLC	Parts, Serv, Rep	13,557.92
Perennial Public Power District	Uti	61.49
Robbie & Allison Petersen	Easement	150.00
Power Plan	Rep	305.07
Retirement Plans Division of Ameritas	Ret	2,309.18
Sahling Kenworth, Inc.	Parts, Rep	748.68
Sapp Bros, Inc. – York	Fuel	8,896.55
Speece Lewis Engineers	Ser	2,470.00
Total Tool Supply, Inc.	Equip	243.67
US Bank CPS	Post, Uti	3.81
Verizon	Uti	527.75
Village of Fairmont	Uti	21.61
Village of Milligan	Uti	45.00
Village of Shickley	Uti	79.33
Westover Rock & Sand, Inc.	Rock	45,580.95
Payroll	Salaries	34,918.90

REGISTER OF DEEDS PRESERVATION FUND:

MIPS, Inc.	Ser	148.48
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INHERITANCE TAX FUND:

Friesen Chevrolet	Equip	300.00
Security Equipment, Inc.	Equip, Ser	11,626.00

911 EMERGENCY MANAGEMENT FUND:

Glenwood	Uti	64.95
Nebraska APCO/NENA	Wksh	455.00

HOSPITAL OPERATING FUND:

Fillmore County Hospital	Sept. taxes	2,900.29
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CLAIMS APPROVED

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

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

The Chairman declared the motion carried.

FEE REPORTS

After review, Neiman moved and Lightwine seconded the motion to approve the September 2023 fee reports as presented:

County Clerk \$10,353.73 (State \$5,867.92 & County \$4,485.81)
Clerk of the District Court \$2,237.85
County Sheriff \$1,071.36

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

LOVEGROVE ACRES AMENDED SUBDIVISION

Shaundee Graham, Zoning Administrator submitted the Lovegrove Acres Amended Subdivision located in the Southwest Quarter of Section 28, West Blue Township.

After review, Harre moved and Lightwine seconded the motion to approve the Lovegrove Acres Amended Subdivision located in the SW ¼, Section 28, West Blue Township with the following legal description: a tract of land comprising a part of the Southwest Quarter (SW ¼), Section Twenty Eight (28), Township Eight (8) North, Range Three (3) West of the 6th P.M., Fillmore County, Nebraska. More particularly described as follows: beginning at the southwest corner of said SW ¼; thence N00°02'10"W on and upon the west line of said SW ¼ a distance of 583.01 feet to a point; thence S 85°57'09"E a distance of 208.33 feet to a point; thence along a curve to the left having a radius of 1372.00 feet, a chord bearing of S 34°54'28"E, a chord length of 529.06, and an arc length of 532.40 feet to a point; thence S 00°2'10"E and parallel with the west line of said SW ¼ a distance of 136.56 feet to a point on the south line of said SW ¼; thence N 89°45'48"W on and upon the south line of said SW ¼ a distance of 510.00 feet to the Point of Beginning. Said tract contains 4.986 acres more or less, of which 0.802 acres are occupied by County Road right-of-way.

ADDED TO LOVEGROVE ACRE (Amended): a tract of land comprising a part of the Southwest Quarter (SW ¼), Section Twenty Eight (28), Township Eight (8) North, Range Three (3) West of the 6th P.M., Fillmore County, Nebraska. More particularly described as follows: beginning at the southeast corner of 'Lovegrove Acres'; thence N00°22'37"W a distance of 304.21 feet to a point; thence along a curve to the left having a radius of 1372.00 feet, a chord bearing of S 41°20'25"E, a chord length of 224.09, and an arc length of 224.34 feet to a point; thence S 00°2'10"E and parallel with the west line of said SW ¼ a distance of 136.56 feet to a point on the south line of said SW ¼; thence N 89°45'48"W on and upon the south line of said SW ¼ a distance of 146.10 feet to the Point of Beginning. Said tract contains 0.726 acres more or less, of which 0.111 acres are occupied by County Road right-of-way.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

AGREEMENT WITH SPEECE LEWIS FOR PROJECT C003000615 C30(378)

After discussion, Cerny moved and Neiman seconded the motion to approve the contract with Speece Lewis Engineers for project C0030003615 C30(378) for a box culvert on Road C between Section 10 and Section 15, Exeter Township. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

OTHER ROAD DEPARTMENT DISCUSSION

Highway Superintendent, Pat Halbur informed the Board that there has been a request to improve Road 8 between Road G and Road H for a new home.

There was a culvert damaged on Road K between Road 3 and Road 4 with harvest equipment, Highway Superintendent will get culvert sizes and report back to the Board.

Discussion regarding budgets for Bryant Township of \$19,530.00 for fiscal year 2023/2024 and Geneva Township of \$17,173.00 for 2023/2024 fiscal year. With a new house on Road 8 in Geneva Township there might be a need to spend more than the tax request this year.

NEXT LINK PRESENTATION

Ebony Cooksey, with Next Link gave a presentation over zoom to the Board regarding the wireless internet services that they provide within the County.

EXECUTIVE SESSION

Harre moved and Graham 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 advice from legal counsel with respect to pending litigation authorized by Statute to be discussed in executive session. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried and requested that Jerry Pigsley and Sarah Carstensen with Woods Aitken, LLP and the County Clerk to remain. Executive session began at 10:36 a.m.

RETURN TO REGULAR SESSION

Lightwine moved and Graham seconded the motion to return to open session at 11:17 a.m. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

QUARTERLY MEETING WITH APPOINTED DEPARTMENT HEADS

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

LAW ENFORCEMENT CONTRACT WITH CITY OF GENEVA

County Sheriff, Steve Roemmich and the Board discussed the contract that the City of Geneva submitted to the Board for approval. After discussion, the Deputy County Attorney and Sheriff will make changes to be discussed at the October 24th meeting and will return it to the City of Geneva.

SURPLUS ITEMS

After discussion, Neiman moved and Graham seconded the motion to surplus the 2005 Dodge Grand Caravan SE and to sell on Auction Time and miscellaneous computer equipment from the server room due to age. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

EAST BUILDING OFFICE SPACE BEING USED

Supervisor Cerny informed the Board that the Hospital/Medical Clinic would need the space they are currently using until 2025 and then would be cleaning out their files and there is really only a couple spaces that are not currently being used/rented.

ADJOURN

As there was no other business to come before the Board, Neiman moved and Graham seconded the motion to adjourn until 9:05 a.m., October 24, 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

Attest

Chairman

The Fillmore County Board of Supervisors convened in open and public session at 9:09 a.m., October 24, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Neiman, Graham, Harre, Cerny, and Lightwine. The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication and a copy of the publication is on file in the County Clerk's office. All proceedings hereinafter shown were taken while the convened meeting was open to the public. The agenda was approved as presented. The Chairman noted that the public meeting guidelines are posted as required by law and available for public distribution if requested. The meeting adjourned at 11:42 a.m.

MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the October 10, 2023, meeting approved as presented.

CLAIMS

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

GENERAL FUND:

AT & T Mobility	Uti	1,134.75
Auto Value Parts Stores	Rep	12.48
B & J Automotive, LLC	Rep, Main	554.75
Bi-Versal Services, LLC	Ser	508.85
Blue Valley Community Action	Budget request	4,469.00
Comfort Inn	Lodging	214.00
Cornerstone Bank	SS	5,523.03
Diane Deepe	Ser	150.00
Eakes Office Solutions	Sup	44.33
Sharon Elznic	Mtgs, Mile	100.02
Erdkamp Motors	Main	101.44
Exeter Senior Center	USDA Reim	28.00
Fairmont Aging Services	USDA Reim	109.90
Fillmore County Sheriff	Mile	91.11
Fillmore County Treasurer	Transfer	125,000.00
First Concord Benefits Group	Insur, Ser	384.50
Geneva Home Center	Sup, Equip	601.16
Geneva Senior Center Foundation	USDA Reim	365.40
Richard Girmus	Mtgs, Mile	68.58
Matt Hafer	Mtgs, Mile	76.44
Matt Harre	Mtgs, Mile	71.92
Holiday Inn	Lodging	229.90
Hope Crisis Center	Budget request	7,272.00
Kalkwarf & Smith Law Offices, LLC	Ser, Uti	3,383.06
Dean Kassik	Mtgs, Mile	103.95
Madison National Life Insurance Co.	Insur	161.78
Maximus US Services, Inc.	Ser	2,100.00
Morley Most	Mtgs, Mile	107.88
Murray Law PC, LLO	Ser	755.00
Nebraska Association of County Officials	Wksh	1,050.00
Nebraska Public Power District	Uti	2,108.25
Reg Noel	Mtgs, Mile	103.95
Quadient Finance USA, Inc.	Post	700.00
Retirement Plans Division of Ameritas	Ret	5,484.31
State of Nebraska DAS State Accounting	Ser	218.00
State of Nebraska Dept of Correctional	Boarding prisoners	5,421.00
State of Nebraska Health & Human Service	Sept patient care	90.00
Allan Stuckey	Mtgs, Mile	69.30
Svehla Law Offices	Ser	2,115.00
University of Nebraska – Lincoln AEM	4-H Salary	4,706.24
USDA, APHIS – General	Ser	642.73
Weaver Pharmacy	Sup	294.64
WEX Bank	Fuel	3,026.26
Windstream	Uti	148.17
Woodward's Disposal Services, Inc.	Ser	30.00
Payroll	Salaries	80,987.22

ROAD/BRIDGE FUND:

Amazon Capital Services	Sup	14.99
AT & T Mobility	Uti	46.84
Bi-Versal Services, LLC	Ser	797.86
C & M Supply, Inc.	Fuel	984.07
Certified Truck & Trailer, Inc.	Parts	80.50
Cornerstone Bank	SS	2,640.91
Geneva Home Center	Sup	37.73

Grafton Oil, Inc.	Fuel	1,686.92
John Deere Financial	Parts	84.20
Kopchos Sanitation, Inc.	Uti	55.00
Lichti Oil	Fuel	5,156.20
Nebraska Public Power District	Uti	307.63
Newman Signs, Inc.	Equip	1,368.06
Nichols Construction	Gravel	69,006.43
Quill, LLC	Sup	30.57
RDO Truck Centers	Rep	237.71
Retirement Plans Division of Ameritas	Ret	2,311.19
Riverside Portables, LLC	Main	240.00
Speece Lewis Engineers	Ser	1,318.31
Village of Exeter	Uti	22.25
Village of Grafton	Uti	42.50
Village of Ohioa	Uti	48.00
Western Oil II, LLC	Sup	84.00
WEX Bank	Fuel	2,745.77
Payroll	Salaries	34,948.53

911 EMERGENCY MANAGEMENT FUND:

Nebraska Public Power District	Uti	188.10
Windstream	Uti	1,775.26

ROAD DEPT./COURTHOUSE BOND FUND:

Union Bank & Trust	Admin fee	744.00
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CLAIMS APPROVED

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

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

The Chairman declared the motion carried.

MAXIMUM AMOUNT EMPLOYEES CAN PLACE IN THEIR FLEX SPENDING ACCOUNT

After discussion, Harre moved and Graham seconded the motion to keep the maximum amount employees can place in their flex spending account at \$3,050.00 for 2024. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

2023 3rd QUARTER ACCOUNTABILITY STATEMENTS

After review, Neiman moved and Lightwine seconded the motion to approve the 2023 third (3rd) quarter accountability statements as presented from Clerk of the District Court, County Attorney, County Clerk (Section 125 and Register of Deeds), and Soldier’s & Sailors accounts (no report from the Sheriff office). Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

NACO ANNUAL CONFERENCE VOTER REGISTRATION FORM FOR DECEMBER 2023

Cerny moved and Neiman seconded the motion that Chairman Sluka and Vice Chairman Graham be placed on the NACO Voter Registration form for December 2023 allowing them to vote for Fillmore County. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

UPDATE ON CULVERT REPLACEMENT ON ROAD K BETWEEN ROAD 3 AND ROAD 4, BENNETT TOWNSHIP

Highway Superintendent, Pat Halbur informed the Board that currently the culverts are twin 52’s and they would like to replace with triple 48’s. This culvert was damaged with a heavy load during harvest.

OTHER ROAD DEPARTMENT DISCUSSION

Pat Halbur, Highway Superintendent was approached by a Grafton Township board member requesting the County to take over Road 6 between Highway 6 and Road G after they build up the road. After discussion,

October 24, 2023

there was no vote taken. Pat also informed the Board that someone has ran over and destroyed a road closed sign on Road L between Road 20 and Road 21 – they have ordered the replacement parts.

Pat Halbur informed the Board that she is resigning and giving her two weeks’ notice with her last day being November 7th.

NIRMA CONFERENCE UPDATE

Several county officials and department heads attended the NIRMA Self-Defense conference last week in Kearney and reported that is was an excellent conference. The County received an award for “Outstanding Loss Prevention Efforts” along with \$1,000.00. Fillmore County also received a dividend check in the amount of \$8,445.00.

DISCUSSION REGARDING LAW ENFORCEMENT

Rachel Buller and Jay Lynch came before the board to present some concerns they have with the current County Sheriff. They provided handouts of State Statutes, cases in other Nebraska counties, and examples of issues they have been involved with.

QUARTERLY MEETING WITH ELECTED OFFICIALS

County Assessor, Lynn Mussman; Clerk of the District Court, Peggy Birky; County Treasurer, Darcy Nun; County Attorney, Jill Cunningham; and County Clerk, Amy Nelson gave their quarterly update to the Board.

ADJOURN

As there was no other business to come before the Board, Graham moved and Harre seconded the motion to adjourn until 9:05 a.m., November 14, 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

Attest

Chairman

The Fillmore County Board of Supervisors convened in open and public session at 9:05 a.m., November 14, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Neiman, Graham, Harre, Cerny, and Lightwine. The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication and a copy of the publication is on file in the County Clerk's office. All proceedings hereinafter shown were taken while the convened meeting was open to the public. The agenda was approved as presented. The Chairman noted that the public meeting guidelines are posted as required by law and available for public distribution if requested. The meeting adjourned at 12:00 p.m.

MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the October 24, 2023, meeting approved as presented.

HOSPITAL USDA BONDS

Chris Nichols, CFO with Fillmore County Hospital informed the Board that the Hospital Board had authorized the Hospital Revenue Bonds from the USDA for their construction project.

After discussion, Neiman moved and Graham seconded the motion to approve the closing certificate and letter pursuant to Section 23-3504(4), Reissue Revised Statutes of Nebraska, as amended, approves (i) the issuance by the Fillmore County Hospital of its Hospital Revenue Bonds, Series 2023, and the pledge by the hospital of Hospital revenues to the repayment of said Hospital Revenue Bonds in the amount of \$5,000,000.00.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

OCCUPY COUNTY RIGHT-OF-WAY PERMIT

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

Brian & Jodi Hartman – bury gas and electric line along Road F between Road 14 and Road 15, NE ¼, Section 22, Fairmont Township. The owner will cooperate fully with the officials of Fillmore County and keep them fully and immediately informed of all construction or maintenance work required in the county right-of-way.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DISCUSSION REGARDING INTERIM HIGHWAY SUPERINTENDENT WITH SPEECE LEWIS

Tim Farmer with Speece Lewis informed the Board that he does currently serve as the Highway Superintendent for Jefferson County and presented a contract if the Board would select them to fill-in until a Highway Superintendent could be hired.

After review and discussion, Lightwine moved and Noel seconded the motion to appoint Tim Farmer with Speece Lewis as the interim Highway Superintendent effective November 14, 2023 and ending December 31, 2024 or until a Highway Superintendent is hired. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DRIVEWAY PERMIT

Lichti Farms submitted a request to add 50 feet to one side of an existing driveway and 60 feet to the other side of this driveway to the Board.

After discussion, Noel moved and Cerny seconded the motion to approve the request of adding fifty (50) feet to one side of an existing driveway and sixty (60) feet to the other side of this driveway due to safety concerns located on Road 6 between Road W And Road X in the NE ¼, Section 26, Bryant Township. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DISCUSSION REGARDING WIDTH OF DRIVEWAYS WITHIN THE COUNTY

After discussion, Sluka moved and Lightwine seconded the motion to change the maximum driveway to sixty (60) feet without Board approval (used to be forty (40) feet). Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DRIVEWAY PERMIT

Curwin Elting submitted a permit for a three hundred forty (340) foot driveway. After discussion regarding the size, the Board requested that they reconsider their request. Curwin agreed to amended their permit to place two (2) eighty (80) foot driveways.

After further discussion, Harre moved and Lightwine seconded the motion to approve the amended driveway permit to install two (2) eighty (80) foot driveways in the SW ¼, Section 30, Bryant Township along Road X between Road 1 and Road 2. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

OTHER ROAD DEPARTMENT DISCUSSION

The Board and landowner Jeremy Fairbanks discussed the culvert that was damaged on Road K between Road 3 and Road 4 during harvest. After review and discussion, the Board agreed that they would be replacing this culvert with three (3) forty-eight (48) inch culverts to allow for more cover over the culvert.

Discussed having employees take time off without pay, there is a portion in the new handbook discussing this and the Board prefers this not take place.

Discussed purchasing a new flatbed for a pickup and a portable welder that was included in the budget. Board approved them to proceed with the purchase. Also discussed how to handle interviews and other personnel matters until a Highway Superintendent could be hired. The Chairman and Vice Chairman will assist with these personnel matters unless they are unavailable and then will request assistance from another board member.

DISCUSSION REGARDING CONTRACT WITH CITY OF GENEVA FOR LAW ENFORCEMENT

The Deputy County Attorney and County Sheriff reviewed the contract that was presented by the City of Geneva on October 3, 2023. After review the Deputy County Attorney drafted a letter listing their concerns with portions of the contract. After review of that letter, the Board agreed to have the letter sent to the City of Geneva for their review.

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:

Ach & Cunningham	Ser	8.50
Action Auto Supply	Rep, Sup	212.27
Amazon Capital Services	Sup	273.07
Anderson, Klein, Brewster & Brandt	Ser	575.00
Applied Concepts, Inc.	Rep	263.75
Applied Connective Technologies	Ser	4,631.08
Auto Value Parts Stores	Rep	23.54
Axlighting	Ser	1,350.00
B & J Automotive, LLC	Main	76.82
Paul Bauer	Ser	1,480.00
Bear Graphics, Inc.	Sup	288.36
Black Hills Energy	Uti	286.58
Blue Cross Blue Shield of Nebraska	Insur	72,725.60
Chaney Chemical, Inc.	Sup	305.00
City of Geneva	Uti	1,609.85
Clearfly	Uti	400.82
Melinda Coetzee	Meals	67.39
Brandie Conway	Sup	101.80
Cornerstone Bank	SS	5,322.13
Crowne Plaza Kearney	Lodging	487.80
Jill Cunningham	Rent	183.33
Diane Deepe	Ser	450.00
Eakes Office Solutions	Sup	1,662.98
Pat Engle	Meals	13.98

November 14, 2023

Exeter Senior Center	CASA & USDA Reim	553.90
Fairmont Aging Services	CASA & USDA Reim	2,332.50
Farmers Cooperative	Fuel	66.13
Fillmore County Hospital	Ser	520.85
Fillmore County Treasurer	Transfer, Interest, Misc	151,331.51
First Concord Benefits Group	Insur	4,878.49
First Wireless, Inc.	Sup, Equip	214.00
Geneva Home Center	Sup	45.99
Geneva Senior Center Foundation	CASA & USDA Reim	3,460.90
Geneva Super Foods	Sup	737.17
Geneva Tire & Auto, Inc.	Rep, Ser	329.97
Glenwood	Ser	369.70
Great Plains Uniforms	Uniforms	461.15
Hamilton County Sheriff's Office	Boarding prisoner	1,350.00
Hampton Inn	Lodging	209.00
Dawn M. Henry	Rent	183.33
Kimberly J. Hirth	Rent	183.34
The Home Depot Pro	Sup	694.54
Hometown Leasing	Ser	1,739.16
Intoximeters, Inc.	Rep	186.50
Jim's U-Save Pharmacy	Sup	14.90
Johnson Controls	Rep	1,060.00
Justice Data Solutions, Inc.	Main	3,200.00
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Uti	3,299.65
KBK Creative Designs	Sup	555.65
Kelch Plumbing, Heating, & Refrigeration	Rep	770.16
Kopchos Sanitation, Inc.	Ser	224.00
Stephen J. Kraviec	Ser, Post	1,902.97
Lancaster County Sheriff	Ser	8.74
Lee Enterprises	Ad	255.00
Lieske, Lieske, & Ensz, PC, LLO	Ser	1,080.50
MIPS, Inc.	Ser, Sup	3,576.57
NACO Planning & Zoning	Dues	40.00
Nationwide	Sup	50.00
Nebraska Association of County Officials	½ of dues	2,206.66
Nebraska Public Power District	Uti	534.18
Nebraska Sheriff's Association	Dues	320.00
The Nebraska Signal	Ads, Proc	443.84
Nebraska Intergovernmental Risk Mngt	Wksh	100.00
PurFoods, LLC	Meals	412.50
Retirement Plans Division of Ameritas	Ret	5,304.75
Saunders County Sheriff	Ser	53.62
Alexis Schmidt	Mile	80.57
Security Equipment, Inc.	Rep	250.50
Sid Dillon Ford	Equip	55,933.00
Skalka, Baack & Fiala Law Firm	Ser	69.00
State of Nebraska DAS State Accounting	Ser	537.60
State of Nebraska Public Health Envir. Lab	Ser	174.00
Sullivan Shoemaker PC, LLO	Ser	2,606.10
Thayer County Treasurer	Sup	296.38
Thomas & Thomas Court Reporters	Ser	400.45
Jenna Tuberville	Misc	25.00
Unifirst Corporation	Ser	689.45
University of Nebraska – Lincoln	Lodging	473.20
US Bank CPS	Lodging, Meals, Sup, Post, Fuel	2,001.23
USDA, APHS, General	Ser	37.09
Weaver Pharmacy	Sup	227.06
Windstream	Uti	154.16
Woodward's Disposal Service, Inc.	Ser	80.00
Payroll	Salaries	78,360.26

ROAD/BRIDGE FUND:

A – 1 Body & Glass	Rep	67.00
Action Auto Supply	Rep	26.42
Amazon Capital Services	Equip	126.52
Auto Value Parts Stores	Parts, Sup, Main	377.96
Paul Bauer	Ser	390.00
Beatrice Sand and Gravel	Gravel	9,031.06
Black Hills Energy	Uti	77.16
Carquest of Geneva	Parts	64.93
Cheever Construction Company	Rep	1,060.00
City of Geneva	Uti	68.35
Heather Clark	Ser	105.00
Cornerstone Bank	SS	2,680.07
Crowne Plaza Kearney	Lodging	243.90
Cummins, Inc.	Main	834.35
Exeter Lumber, LLC	Sup	44.01
Farmers Cooperative	Fuel, Parts	2,366.65
Geneva Tire & Auto, Inc.	Rep	62.35

Grafton Oil, Inc.	Fuel	3,187.16
Hometown Leasing	Ser	156.13
Kopchos Sanitation, Inc.	Uti	70.00
Lichti Oil	Fuel	2,817.15
Medical Enterprises, Inc.	Ser	46.25
Michael Todd & Company, Inc.	Equip	4,434.84
MIPS, Inc.	Ser	147.20
Mussman Excavating	Main	1,479.00
The Nebraska Signal	Ads	2,080.00
Nick's Farm Store Co.	Rep	17.83
NMC Exchange, LLC	Parts, Ser, Fuel, Main	7,568.48
Perennial Public Power District	Uti	68.23
Power Plan	Parts	226.44
Retirement Plans Division of Ameritas	Ret	2,344.82
Sapp Bros, Inc. – York	Fuel	11,939.68
US Bank CPS	Uti, Rep	41.99
Verizon	Ser	527.75
Village of Exeter	Uti	22.25
Village of Fairmont	Uti	20.76
Village of Grafton	Uti	42.52
Village of Shickley	Uti	79.67
Western Oil II, LLC	Sup	146.00
Windstream	Uti	177.19
Payroll	Salaries	35,447.03

HIGHWAY BRIDGE BUYBACK PROGRAM FUND:

A & R Construction	Bridge	174,025.21
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REGISTER OF DEEDS PRESERVATION FUND:

MIPS, Inc.	Ser	148.48
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INHERITANCE TAX FUND:

Applied Connective Technologies	Equip	12,353.70
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911 EMERGENCY MANAGEMENT FUND:

Glenwood	Uti	64.95
Nebraska Public Power District	Uti	157.53
US Bank CPS	Lodging	632.00
Windstream	Uti	1,775.26

HOSPITAL OPERATING FUND:

Fillmore County Hospital	Oct taxes collected	352.61
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CLAIMS APPROVED

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

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

The Chairman declared the motion carried.

FEE REPORTS

Graham moved and Cerny seconded the motion to approve fee reports for October 2023 as presented:

County Clerk \$12,138.19 (State \$7,677.47 & County \$4,460.72)
Clerk of the District Court \$799.64
County Sheriff \$1,110.15

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

NIRMA RECOMMITMENT

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

RESOLUTION #2023 – 28

WHEREAS, Fillmore County has previously entered into Intergovernmental/Interlocal Agreements with other Nebraska Counties and other public agencies to form and participate in the Nebraska Intergovernmental Risk Management Association (NIRMA) and the Nebraska Intergovernmental Risk Management Association II (NIRMA II) as authorized by the Intergovernmental Risk Management act (Neb. Rev. Stat. §44-4301 et seq.) and the Nebraska Interlocal Cooperation Act (Neb. Rev. Stat. §13-801 et seq.); and

WHEREAS, Counties and other Public Agencies as defined in Neb. Rev. Stat. §44-4303 are allowed to participate in said cooperative undertakings; and

WHEREAS, the Legislature has found that proper risk management requires the spreading of risk so as to minimize fluctuation in insurance needs and that benefits can be derived through the pooling of insurance purchasing by local government, and

WHEREAS, NIRMA and NIRMA II have provided coverages to the County in a cost-effective way which meet and exceed that provided by standard insurance carriers; and

WHEREAS, NIRMA and NIRMA II provide risk management services such as loss prevention, safety audits and assessments, claims and litigation management, and coverages tailored to address loss exposures counties and other related public entities face not economically available from other sources; and

WHEREAS, these coverages and risk management services are essential for the continued effective and efficient use of county taxpayer dollars; and

WHEREAS, the current Intergovernmental/Interlocal Agreements will expire on June 30, 2024, and

NOW, THEREFORE, BE IT RESOLVED that Fillmore County Board hereby:

- 1. Extends its commitment to participate in NIRMA and NIRMA II for the period July 1, 2024 through June 30, 2027; and
- 2. Declares that this Resolution shall serve as an amendment and addendum to the previous Intergovernmental/Interlocal Agreements entered into by the County Board, said Intergovernmental/Interlocal Agreement readopted by and incorporated herein by this reference as amended.

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

APPOINT DRUG/ALCOHOL TESTING CONTACT

After discussion, Sluka moved and Harre seconded the motion to appoint County Clerk, Amy Nelson as the interim drug/alcohol testing contact effective immediately. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DISCUSSION REGARDING HIGHWAY SUPERINTENDENT POSITION

After discussion, the Board agreed they would prefer to have a Highway Superintendent onsite rather than hiring an engineering firm to do this. Zelle HR had submitted a proposal for them to assist with the hiring of a Highway Superintendent to the Board.

After further discussion, Graham moved and Neiman seconded the motion to approve the contract with Zelle HR to assist with the hiring of a Highway Superintendent. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

ADJOURN

As there was no other business to come before the Board, Graham moved and Lightwine seconded the motion to adjourn until 9:05 a.m., November 28, 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

Attest

Chairman

The Fillmore County Board of Supervisors convened in open and public session at 9:05 a.m., November 28, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Neiman, Graham, Harre, Cerny, and Lightwine. The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication and a copy of the publication is on file in the County Clerk's office. All proceedings hereinafter shown were taken while the convened meeting was open to the public. The agenda was approved as presented. The Chairman noted that the public meeting guidelines are posted as required by law and available for public distribution if requested. The meeting adjourned at 10:10 a.m.

MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the November 14, 2023, meeting approved as presented.

EXTENSION OFFICE UPDATE

Megan Burda, Engagement Zone Coordinator with UNL Extension gave an update to the Board and requested that the carpets at the Extension Office be cleaned and that the multi-purpose room be painted. They are currently in the process of looking for an office manager. Megan also requested that due to being short staffed that the office be closed on December 26th for employees requesting time off.

CLAIMS

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

GENERAL FUND:

Amazon Capital Services	Equip, Sup	751.69
At & T Mobility	Uti	1,214.83
Axlighting	Rep	978.00
B & J Automotive	Rep, Main	563.20
Bear Graphics, Inc.	Sup	97.78
Blue Cross Blue Shield of Nebraska	Insur	69,299.03
Kara Burda	Mile	57.64
City of Geneva	Uti	511.90
Cornerstone Bank	SS	5,555.60
Diebold Nixdorf, Inc.	Main	338.34
Fairfield Inn & Suites	Lodging	114.95
Fillmore County Medical Center, PC	Ser	132.19
Fillmore County Sheriff	Fees	151.23
Fillmore County Treasurer	Transfer	20,000.00
First Concord Benefits Group, LLC	Ser	27.50
Geneva Home Center	Sup, Rep	438.86
Rachel Johnson	Mile, Witness fees	35.72
Madison National Life Insurance Co.	Insur	168.80
Mid-American Research Chemical	Sup	740.00
Nebraska Association of County Assessors	Meals	50.00
Nebraska Association of County Officials	Wksh	1,050.00
Nebraska Public Power District	Uti	941.93
Quadient Finance USA, Inc.	Post	700.00
Quadient Leasing USA, Inc.	Ser	948.63
Retirement Plans Division of Ameritas	Ret	5,550.65
Jan Rischling	Mile, Witness fees	35.72
Megan Rischling	Mile, Witness fees	42.27
Tammy Rischling	Mile, Witness fees	35.72
Saline County Law Enforcement Center	Fees	43.41
Security Equipment, Inc.	Rep	1,632.59
State of Nebraska DAS State Acctg.	Ser	196.00
State of Nebraska Health & Human Serv	Oct patient care	724.13
Svehla Law Offices	Ser	142.50
Thayer County Sheriff	Mile, Ser	50.88
TK Elevator Corp.	Main	318.90
WEX Bank	Fuel	2,657.13
Woods Aitken, LLP	Ser	260.00
York County Treasurer	Ser	12,500.00
Payroll	Salaries	81,412.09

ROAD/BRIDGE FUND:

AFC Industries	Sup	225.48
AT & T Mobility	Uti	46.84
C & M Supply, Inc.	Fuel	421.65
City of Geneva	Uti	68.35
Cornerstone Bank	SS	2,638.18
Custom Products Corporation	Equip	297.50
Farmers Cooperative	Fuel	1,722.80

Geneva Home Center	Sup	39.97
Grafton Mini-Mart	Fuel	148.41
Lichti Oil	Fuel	1,568.27
Martin Marietta	Gravel, Rock	25,928.26
Mid-Nebraska Aggregate, Inc.	Gravel	11,473.39
Nebraska Public Power District	Uti	269.41
Newman Signs, Inc.	Equip	946.15
Nichols Construction	Gravel	76,383.28
NMC Exchange, LLC	Rep, Parts	823.97
Perennial Public Power District	Uti	92.07
Retirement Plans Division of Ameritas	Ret	2,309.72
Riverside Portables, LLC	Ser	240.00
Speece Lewis Engineers	Ser	14,770.52
Westover Rock & Sand, Inc.	Rock project	23,155.69
WEX Bank	Fuel	2,854.20
Windstream	Uti	176.29
Payroll	Salaries	34,927.14

INHERITANCE TAX FUND:

Woods Aitken, LLP	Ser	7,828.95
Zelle, LLC	Ser	5,000.00

CLAIMS APPROVED

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

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

The Chairman declared the motion carried.

MEMORADUM OF UNDERSTANDING COMMUNITY BASED JUVENILE SERVICES AID

After discussion, Harre moved and Neiman seconded the motion to approve the memorandum of understanding for community based juvenile services aid as presented and approved by the Deputy County Attorney. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DISCUSSION REGARDING 2024 BOARD MEETINGS

After discussion, the Board changed the following meetings for 2024: January 9th to January 4th, May 14th to May 13th, and December 24th to 23rd.

OCCUPY COUNTY RIGHT-OF-WAY PERMIT

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

Walters Ag, LLC – bury electric line between the SE ¼, Section 24 and NE ¼, Section 25, Momence Township. The owner will cooperate fully with the officials of Fillmore County and keep them fully and immediately informed of all construction or maintenance work required in the county right-of-way.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

YEAR-END CERTIFICATION FOR HIGHWAY SUPERINTENDENT

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

RESOLUTION #2023 - 29

WHEREAS: State of Nebraska Statutes, sections 39-2302, and 39-2501 through 39-2505 detail the requirements that must be met in order for a county to qualify for an annual Incentive Payment; and

WHEREAS: The State of Nebraska Department of Transportation (NDOT) requires that each county must annually certify (by December 31st of each year) the appointment of the County Highway Superintendent(s) to the NDOT using the Year-End Certification of County Highway Superintendent form; and

WHEREAS: The NDOT requires that such certification shall also include a copy of the documentation of the county highway superintendent’s appointment, i.e., meeting minutes showing the appointment of the County

November 28, 2023

Highway Superintendent by their name as it appears on their License (if applicable), their License Number (if applicable) and Class of License (if applicable), the type of appointment, i.e., employed or under contract (consultant, or interlocal agreement with another county and/or incorporated municipality), and the beginning date of the appointment; and

WHEREAS: The NDOT also requires that such Year-End Certification of County Highway Superintendent form shall be signed by the County Board Chairperson and shall include a copy of a resolution by the County Board authorizing the signing of the Year-End Certification of County Highway Superintendent form by the County Board Chairperson.

BE IT RESOLVED that the County Board Chairperson Fillmore County is hereby authorized to sign the attached Year-End Certification of County Highway Superintendent form(s).

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

EXECUTIVE SESSION

Sluka moved and Cerny seconded the motion that the Fillmore County Board of Supervisors hold an executive session at this time pursuant to Section 84-1401, Reissue, Revised Statutes of Nebraska, 1943, for the protection of the public interest and consider in executive session a personnel matter authorized by Statute to be discussed in executive session. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried and requested that Assistant Highway Superintendent and the County Clerk to remain. Executive session began at 9:42 a.m.

RETURN TO REGULAR SESSION

Sluka moved and Harre seconded the motion to return to open session at 9:58 a.m. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

ADJOURN

As there was no other business to come before the Board, Graham moved and Lightwine seconded the motion to adjourn until 9:05 a.m., December 12, 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

Attest

Chairman

The Fillmore County Board of Supervisors convened in open and public session at 9:05 a.m., December 12, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Neiman, Graham, Harre, Cerny, and Lightwine. The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication and a copy of the publication is on file in the County Clerk's office. All proceedings hereinafter shown were taken while the convened meeting was open to the public. The agenda was approved as presented. The Chairman noted that the public meeting guidelines are posted as required by law and available for public distribution if requested. The meeting adjourned at 10:33 a.m.

MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the November 28, 2023, meeting approved as presented.

FILLMORE COUNTY DEVELOPMENT CORP. UPDATE

Eric Johnson, Director Fillmore County Development Corp.gave an update to the Board and reported on how the membership has grown over last four years.

CLAIMS

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

GENERAL FUND:

Action Auto Supply	Rep	92.78
Amazon Capital Services	Equip, Sup	599.79
Andrews Electric Co., Inc.	Rep	91.97
Applied Connective Technologies	Ser	4,669.03
Auto Value Parts Stores	Rep, Sup	200.63
Paul Bauer	Ser	1,480.00
Black Hills Energy	Uti	1,152.33
Bockstadter & Glen Law, LLC	Ser	289.15
BTS Communications	Equip	390.03
Clearly	Uti	400.82
Cornerstone Bank	SS	5,855.88
Jill R. Cunningham	Rent	183.33
Diane Deepe	Ser	400.00
Dollar General – Regions 410526	Sup	141.60
Eakes Office Solutions	Sup, Ser	705.03
Entenmann-Rovin Co.	Sup	129.75
Erdkamp Motors	Main	187.25
Exeter Senior Center	USDA Reim	52.50
Fairmont Aging Services	USDA Reim	160.30
Famers Cooperative	Fuel	84.40
Fillmore County Clerk of the District Court	Fees	73.00
Fillmore County Sheriff	Fees	190.43
First Concord Group, Inc.	Insur	1,919.50
Geneva Home Center	Sup	43.25
Geneva Senior Center Foundation	USDA Reim	354.20
Geneva Super Foods	Sup	957.18
Geneva Tire and Auto, Inc.	Main, Rep	188.30
Glenwood	Uti	309.75
Graham Tire Grand Island	Tires	723.88
Hamilton County Sheriff's Office	Boarding prisoner	425.00
Dawn M. Henry	Rent	183.34
Kimberly J. Hirth	Rent	183.33
John V. Hodge	Ser	2,389.00
The Home Depot Pro	Sup	363.54
Hometown Leasing	Ser, Sup	1,739.16
Jim's U-Save Pharmacy	Sup	166.80
Kopchos Sanitation, Inc.	Uti	197.00
Stephen J. Kraviec	Ser, Post	1,929.33
Lancaster County Sheriff	Ser	7.37
Lieske, Lieske & Ensz, PC, LLO	Ser	1,642.00
MIPS, Inc.	Ser	3,241.57
Murray Law PC, LLO	Ser	6,109.40
Nebraska Hematology Oncology	Ser	74.79
Nebraska Public Power District	Uti	522.43
The Nebraska Signal	Ads, Pro	610.07
Nebraska Weed Control Association	Dues, Wksh	225.00
PurFoods, LLC	Meals	412.50
Quadient Finance USA, Inc.	Post	2,700.00
Retirement Plans Division of Ameritas	Ret	5,789.83
Saline County Law Enforcement Center	Boarding prisoner	120.00

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Alexis Schmidt	Mile	96.94
Service Press	Sup	105.00
State of Nebraska DAS State Acctg	Ser	537.60
State of Nebraska Dept of Correctional Int	Boarding prisoners	5,601.70
State of Nebraska – State Fire Marshal	Ser	120.00
Svehla Law Office	Ser	609.50
Thomas & Thomas Court Reporters	Ser	423.84
US Bank CPS	Post, Sup, Dues, Equip, Meal	1,396.84
Unifirst Corporation	Ser	551.56
University of Nebraska – Lincoln NE Ext.	Lodging	84.87
Van Diest Supply Company	Sup	1,304.00
Brandy VanDeWalle	Uti, Sup, Mile	94.34
Weaver Pharmacy	Sup	315.97
Windstream	Uti	158.24
Woodward's Disposal Service, Inc.	Ser	80.00
York News Times	Sup	274.99
Payroll	Salaries	85,338.55

ROAD/BRIDGE FUND:

Ace Irrigation & Manufacturing	Culverts	13,882.44
Auto Value Parts Stores	Parts, Sup, Main	553.90
Paul Bauer	Ser	510.00
Beatrice Sand and Gravel	Gravel	25,392.25
Black Hills Energy	Uti	403.77
Cornerstone Bank	SS	3,493.08
Farmers Cooperative	Fuel	2,444.70
Geneva Implement Co., Inc.	Parts	63.18
Geneva Super Foods	Sup	24.54
Geneva Tire and Auto, Inc.	Tires, Rep	723.35
Geneva Welding & Supply, Inc.	Sup, Equip	13,337.16
Glenwood Telecommunications, Inc.	Uti	129.90
Hometown Leasing	Ser	156.13
J & A Traffic Products	Guard posts & delineators	2,800.00
MIPS, Inc.	Ser	147.20
The Nebraska Signal	Ads	350.00
Nick's Farm Store Co.	Rep, Equip	582.00
NMC Exchange, LLC	Parts, Ser	6,166.77
Perennial Public Power District	Uti	73.74
RDO Truck Centers	Parts	305.14
Retirement Plans Division of Ameritas	Ret	3,058.17
SAPP Bros, Inc. – York	Fuel	4,094.30
US Bank CPS	Uti, Parts	609.98
Verizon	Ser	504.30
Village of Exter	Uti	22.25
Village of Fairmont	Uti	22.90
Village of Grafton	Uti	42.50
Village of Shickley	Uti	81.02
Payroll	Salaries	46,002.68

REGISTER OF DEEDS PRESERVATION FUND:

MIPS, Inc.	Ser	148.48
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INHERITANCE TAX FUND:

Applied Connective Technologies	Equip	3,750.00
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911 EMERGENCY MANAGEMENT FUND:

First Wireless, Inc.	Equip, Rep	1,004.00
Glenwood	Uti	64.95
Windstream	Uti	1,775.26

AG SOCIETY BUIDLING FUND:

Union Bank & Trust	Interest	1,178.75
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HOSPITAL OPERATING FUND:

Fillmore County Hospital	Nov taxes collected	156.61
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CLAIMS APPROVED

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

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

The Chairman declared the motion carried.

FEE REPORTS

Lightwine moved and Cerny seconded the motion to approve the fee reports for November 2023 as follows:

County Clerk \$23,668.53 (State \$15,682.20 & County \$7,986.33)
Clerk of the District Court \$743.96
County Sheriff \$1,639.16

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DOMEIAR SUBDIVISION

After review, Lightwine moved and Neiman seconded the motion to approve the Domeier Subdivision located in the East Half of the Southeast Quarter, Section 16, Geneva Township with the following legal description: a tract of land located in the East half of the Southeast quarter of Section 16, Township 7 North, Range 3 West of the 6th P.M., Fillmore County, Nebraska, being described as follows: commencing at the Southeast corner of said Section 16, this being the point of beginning; thence N89°52'10"W (assumed bearing) on the South line of the East half of the Southeast quarter of said Section 16, a distance of 740.00 feet; thence N00°07'50"E, perpendicular to said South line, a distance of 295.00 feet; thence S89°52'10"E, parallel with said South line, a distance of 738.85 feet to the East line of said Southeast quarter; thence S00°05'35"E, on said East line, a distance of 295.00 feet to the point of beginning containing 5.01 acres, more or less, including 0.76 acres, more or less of County Right-of-Way.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

CERTIFICATE OF COST ALLOCATION PLAN WITH MAXIMUS

After discussion, Neiman moved and Harre seconded the motion to approve the Certificate of Cost Allocation Plan with Maximus. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

PARTICIPATING IN 10/11 OUR TOWN GENEVA

After discussion, Harre moved and Cerny seconded the motion to select the middle package for \$1,995.00 for the our town Geneva the week of February 12, 2024 to February 18, 2024. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

COUNTY BOARD MEETINGS IN JANUARY 2024

Board meetings in January 2024 will be on January 12th and 23rd, at the last meeting we had moved it to January 4th. After discussion regarding having the meeting on the 4th this would not allow enough time to process the statements and bills from the end of December.

OCCUPY COUNTY RIGHT-OF-WAY PERMITS

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

Infinity Holdings, Inc. – bury electric line between the SE ¼, Section 8 and SW ¼, Section 9 on Road 3 between Road H and Road I, Bennett Township. The owner will cooperate fully with the officials of Fillmore County and keep them fully and immediately informed of all construction or maintenance work required in the county right-of-way; and

Christopher Loy – bury electrical line between the S ½ of Section 20 and the NW ¼ of Section 29 on Road W between Road 8 and Road 9, Hamilton Township. The owner will cooperate fully with the officials of Fillmore County and keep them fully and immediately informed of all construction or maintenance work required in the county right-of-way; and

Jim Lovegrove – bury electrical line between the NW ¼, Section 16 and the NE ¼ of Section 17 on Road 15 between Road C and Road D, Fairmont Township. The owner will cooperate fully with the officials of Fillmore County and keep them fully and immediately informed of all construction or maintenance work required in the county right-of-way.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

OTHER ROAD DEPT. DISCUSSION

Assistant Highway Superintendent, Doug Motis discussed items that they would like to surplus soon and taking bids for a new or used backhoe.

PROTEX CENTRAL ANNUAL FIRE EXTINGUISHER INSPECTION

After discussion, Neiman moved and Lightwine seconded the motion to approve the annual fire extinguisher inspection with Protex Central, Inc. for 2024 and 2025 in the amount of \$312.00 per year. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

PROTEX CENTRAL FIRE ALARM REMOTE MONITORING

Graham moved and Harre seconded the motion to approve the monthly fire alarm remote monitoring with Protex Central, Inc. for 2024, 2025, and 2026 in the amount of \$300.00 for 2024 and \$360.00 for 2025 and 2026. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

PROTEX CENTRAL FIRE ALARM INSPECTIONS

Graham moved and Lightwine seconded the motion to approve the semi-annual fire alarm inspection for 2024 and 2025 with Protex Central, Inc. in the amount of \$300.00 for 2024 and \$370.00 for 2025. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

ADD EMERGENCY ACTION ITEM

After discussion, Neiman moved and Cerny seconded the motion to add an emergency action item to the agenda to purchase a used dump truck at online auction with Adam Marshall Land and Auction today. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

PURCHASE USED DUMP TRUCK FROM ONLINE AUCTION

After discussion, Neiman moved and Noel seconded the motion to approve Supervisor Harre to purchase the used dump truck from the online auction today and not to exceed \$49,999.99. Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Lightwine, Neiman, Noel, and Sluka
Nays: None Abstaining due to conflict of interest: Harre

The Chairman declared the motion carried.

DISCUSSION REGARDING UPGRADES TO THE 911 TOWER

Emergency Manager, Jean Engle, informed the Board that in looking at replacing the paging system, they would also need to replace a part of the 911 tower. After discussion with Platte Valley and First Wireless they are suggesting that when climbing the tower to replace that we also replace the cables for the paging system. After discussion, the Board felt that was a good idea and asked Jean to get quotes.

ADJOURN

As there was no other business to come before the Board, Graham moved and Lightwine seconded the motion to adjourn until 9:05 a.m., December 26, 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

Attest

Chairman

The Fillmore County Board of Supervisors convened in open and public session at 9:05 a.m., December 23, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Neiman, Graham, Harre, Cerny, and Lightwine. The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication and a copy of the publication is on file in the County Clerk's office. All proceedings hereinafter shown were taken while the convened meeting was open to the public. The agenda was approved as presented. The Chairman noted that the public meeting guidelines are posted as required by law and available for public distribution if requested. The meeting adjourned at 10:32 a.m.

MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the December 12, 2023, meeting approved as presented.

CLAIMS

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

GENERAL FUND:

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

ROAD/BRIDGE FUND:

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

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

HIGHWAY BRIDGE BUYBACK PROGRAM FUND:

A & R Construction	Bridge	39,060.20
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INHERITANCE TAX FUND:

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

911 EMERGENCY MANAGEMENT FUND:

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

CLAIMS APPROVED

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

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

The Chairman declared the motion carried.

M & J SUBDIVISION

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

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

LOCAL EMERGENCY OPERATIONS PLAN

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

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

RESOLUTION #2023 - 30

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

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

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

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

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

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

FIREWORKS STAND IN EAST BULL PEN

After discussion, Harre moved and Noel seconded the motion to approve the fireworks stand to be located in the East bull pen for July 4th as requested by Lori Scott. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

OCCUPY COUNTY RIGHT-OF-WAY PERMITS

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

Brad Heinrichs – bury electric line between the SE ¼, Section 16 and NE ¼, Section 21 on Road V between Road 15 and Road 16, Belle Prairie Township. The owner will cooperate fully with the officials of Fillmore County and keep them fully and immediately informed of all construction or maintenance work required in the county right-of-way; and

Steven & Lyle Heinrichs – bury electrical line between the NE ¼ of Section 14 and the NW ¼ of Section 13 on Road 6 between Road O and Road P, Momence Township. The owner will cooperate fully with the officials of Fillmore County and keep them fully and immediately informed of all construction or maintenance work required in the county right-of-way; and

Steven & Lyle Heinrichs – bury electrical line between the SE ¼ of Section 14 and the SW ¼ of Section 13 on Road 6 between Road O and Road P, Momence Township. The owner will cooperate fully with the officials of Fillmore County and keep them fully and immediately informed of all construction or maintenance work required in the county right-of-way; and

Steve Heinrichs – bury electrical line between the NW ¼, Section 17 and the NE ¼ of Section 20 on Road V between Road 3 and Road 3, Bryant Township. The owner will cooperate fully with the officials of Fillmore County and keep them fully and immediately informed of all construction or maintenance work required in the county right-of-way.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

OTHER ROAD DEPARTMENT DISCUSSION

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

EMPLOYEE APPRECIATION DINNER

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

AUDIT FOR FISCAL YEAR ENDING JUNE 30, 2023

After review, Graham moved and Harre seconded the motion to approve the audit completed by Contryman Associates for fiscal year ending June 30, 2023 as presented. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

ADJOURN SINE DIE

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

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

The Chairman declared the motion carried.

Attest

Chairman