

A regular meeting of the Fillmore County Board of Supervisors was convened in open and public session, in the Boardroom of the Courthouse in Geneva. Notice of the meeting was given by publication in the Nebraska Signal and posted on the County Clerk's office door. The agenda for all meetings is kept continually current and is available for public inspection at the County Clerk's office during normal business hours. The agenda is held open until one business day prior to the meeting for appearance before the Board. The Board of Supervisors has the right to modify the agenda to include items of an emergency nature only at such public meeting. All proceedings hereafter shown were taken while in the convened meeting which was open to the attendance of the public.

The Fillmore County Board of Supervisors convened on July 14, 2026, at 9:00 a.m.

Present: Chairman: Jeff Neiman
Members: Larry Cerny, Ralph Graham, Kenny Harre, Mark Lightwine, Merle Noel, and Wade Sluka
County Clerk: Amy Nelson

Visitor: Brian Mumm

Pledge of Allegiance was recited.

Chairman Neiman announced that a complete copy of the Open Meetings Act is available in the Board of Supervisors room.

MINUTES APPROVED

Chairman of the Board, Neiman declared the minutes of the June 9, 2026, Board meeting was approved as presented.

PUBLIC COMMENT

The following were present for public comment which was all in reference to solar: Ronnie D. Wilson, Laura Weaver, Greg Scelin, Joe Casey, Carol Rosenquist, Rick Hughes, and Kay Hughes.

APPROVE QUOTES AND PURCHASE MOTOR GRADERS

After discussion, Harre moved and Cerny seconded the motion to approve the quotes received at the June 23rd meeting and to purchase six (6) John Deere 770P's on a four (4) year lease with 3.65% interest and to trade in six (6) motor graders. 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.

BLUE VALLEY COMMUNITY ACTION ANNUAL REPORT AND BUDGET REQUEST

Shari Weber, CEO, Heather Lytle, Administrative Director, and Cassie Pfeifer, Site Leader of Fillmore County Head Start with Blue Valley Community Action presented the annual report and budget request of \$4,600.00 for fiscal year 2026/2027.

QUARTERLY MEETING WITH APPOINTED DEPARTMENT HEADS

Brenda Motis, Senior Services Director; Todd Boller, Noxious Weed Superintendent; Shaundee Graham, Zoning Administrator; and Jean Engle, Emergency Manager gave a quarterly update to the Board. During this time they also presented their proposed budgets for 2026/2027.

DISCUSSION REGARDING POSSIBLE MORATORIUM TO ALLOW FOR THE CREATION OF ZONING REGULATIONS RELATED TO DATA CENTERS

Discussion regarding a possible moratorium was had with the following in attendance Ronnie Wilson, Laura Weaver, Joe Casey, Penny Aspegren, Dan Aspegren, and Carol Rosenquist, and Zoning Administrator Shaundee Graham.

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

RESOLUTION 2026 – 10

WHEREAS, the County of Fillmore, Nebraska has a comprehensive development plan in place; and

WHEREAS, the County of Fillmore, Nebraska has zoning regulations in place which are intended to direct the location of specific uses and provide for proper separation of conflicting uses; and

WHEREAS, the County of Fillmore, Nebraska has seen an interest in the proposed Data Center; and

WHEREAS, the Fillmore County Board of Supervisors has received significant amounts of testimony and documentation about the concerns of health, safety and welfare of current and future residents with the development of Data Centers; and

WHEREAS, the Fillmore County Planning Commission should be directed to review the County Comprehensive Planning and Zoning Regulations after meeting and to then make specific recommendations for changes related to this use, items to include setbacks, building size and scale, electrical infrastructure, water usage, traffic, environmental impacts, infrasound, health concerns, property value concerns, occupied dwelling definition, and other items pertaining to data centers; and

WHEREAS, the possibility of future applications of data centers is probable, the Fillmore County Board of Supervisors desires to review regulations without the possibility of new applicants coming forward during a time frame which allows consideration of appropriate data center regulations of Fillmore County and its residents; and

NOW THEREFORE, in consideration of the foregoing statement, the County Board of Fillmore County, Nebraska, does hereby adopt the following Resolution.

BE IT RESOLVED by the County Board of Fillmore County, Nebraska, that a twenty-four (24) month moratorium on accepting any new data center applications be hereby invoked and approved.

BE IT FUTHER RESOLVED, that the Board of Supervisors Fillmore County, Nebraska, hereby directs that the Fillmore County Planning Commission to review the county comprehensive plan and zoning regulations, to conduct any hearings, if necessary and to make specific recommendations for changes to the comprehensive plan and to the county zoning regulations dealing with data centers before granting or recommending a conditional use permit for the construction of data centers farms and that such recommendation shall be made within twenty-two (22) months of signing this Resolution.

BE IT FURTHER RESOLVED, that the said twenty-four (24) month moratorium shall become effective as of the date of the approval of this Resolution.

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.

INTERLOCAL AGREEMENT #2 FOR COOPERATIVE PUBLIC SAFETY SOFTWARE, HARDWARE, AND RELATED SERVICES BY AND AMONG THE COUNTIES OF BUTLER, SALINE, SEWARD, YORK, AND FILLMORE AND THE CITIES OF MILFORD, YORK, SEWARD, CRETE, AND DAVID CITY

After review by Deputy County Attorney, Harre moved and Sluka seconded the motion to approve the interlocal agreement for cooperative public safety software, hardware, and related services by and among the counties of Butler, Saline, Seward, York, and Fillmore and the cities of Milford, York, Seward, Crete, and David City. 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 WALL REPAIRS

Sheriff McFarland and Chief Deputy Hudiburgh presented a couple quotes to repair the jail walls and the process each would use.

After discussion, Graham moved and Sluka seconded the motion to approve the quote from Epp Foundation Repair in the amount of \$28,092.35 to fix the walls in the jail. 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.

SHERIFF TO OPEN A NEW BANK ACCOUNT

After discussion, Graham moved and Cerny seconded the motion to allow the Sheriff to open a new bank account with Cornerstone Bank. 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:

July 14, 2026

A Street Auto Parts Southwest	Rep	31.17
Amazon Capital Services	Sup	520.03
APCO International, Inc.	Training	525.00
Applied Connective Technologies	Ser	4,894.51
AT & T Mobility	Uti	523.05
Larry Baker MD, DDS, PC	Ser	420.00
Barbur Floral Co.	Sup	87.00
Anjanette Bauer	Ser	1,480.00
Todd Bauer	Meetings	105.00
Bi-Versal Services, LLC	Ser	702.99
Black Hills Energy	Uti	219.73
Todd Boller	Meetings	135.00
Brightshine, LLC	Sup	400.00
City of Geneva	Uti	1,620.75
Clearly	Uti	529.79
Cornerstone Bank	SS	15,728.90
Jill R Cunningham	Rent	183.33
Diane Deepe	Ser	455.00
Dollar General – Regions 410526	Sup	24.75
Angela Driver	Ser	174.30
Eakes Office Solutions	Sup, Ser	2,640.83
Ken Ekeler	Rep	150.00
Sharon Elznic	Mile, Mtg	70.60
James Engle	Mile, Mtgs	126.00
Entenmann-Rovin Co.	Sup	156.25
Farmers Cooperative	Fuel	268.76
Fillmore County Clerk of the District Court	Fees	101.00
Fillmore County Court	Fees, Post	320.76
Fillmore County Hospital	Ser	55.66
Fillmore County HRA	Insur	1,914.13
Fortify Group	Sup	80.00
Freedom Tint	Rep	205.80
Futurity IT, Inc.	Main	1,500.00
Geneva Arnold Motor Supply	Sup, Equip	240.35
Geneva Family Dentistry	Ser	100.00
Geneva Home Center	Sup, Rep	211.62
Geneva Tire and Auto, Inc.	Rep, Main	1,129.07
Richard Girmus	Mile, Mtg	47.40
Glenwood Telecommunications, Inc.	Uti	314.75
Great Plains Uniforms, LLC	Sup	1,835.06
Matt Hafer	Mile, Mtg	53.20
Matt Harre	Mile, Mtg	76.40
HD Supply	Sup	87.98
Kimberly J Hirth	Rent	183.33
Carol Hoarty	Mtgs	105.00
Hometown Leasing	Rent	1,850.17
Intoximeters	Sup	373.00
Kalkwarf & Smith Law Offices	Ser	4,232.55
Kopchos Sanitation, Inc.	Uti	251.00
Kraviec Maurstad Law, PC, LLO	Ser, Post	2,335.67
Maximus US Services, Inc.	Ser	2,100.00
Mark McFarland	Sup	435.59
Midwest Card and ID Solutions, LLC	Sup	452.19
MIPS, Inc.	Ser, Sup	3,909.02
Murray Law, PC, LLO	Ser	493.35
National Emergency Number Association	Wksh	299.00
Nebraska Department of Revenue Property	Wksh	700.00
Nebraska Public Power District	Uti	851.54
Nebraska Signal	Pro, Ads	730.06
Shawn Nelson	Misc	50.00
NIRMA	Insur	101,589.00
Reg Noel	Mile, Mtg	73.50
Logan Peppard	Misc	50.00
Physicians Laboratory, PC	Ser	3,096.00
Platte Valley Communications, Inc.	Equip, Ser	24,659.22
Point C	Insur	360.00
Point C Health	Ser	75.00
Precision Signs and Graphics, LLC	Sup	838.00
PurFoods, LLC	Sup	303.16
Blaine Richards	Mile, Mtg	92.40
Quadient Finance USA, Inc.	Post	700.00
Retirement Plans Division of Ameritas	Ret	15,366.35
Rinder Printing	Sup	176.64
Dawn M Stites	Rent	183.34
Allan Stuckey	Mile, Mtg	73.50
Southeast Community College	Training	7,900.00
Sullivan Shoemaker, PC, LLO	Ser	80.50
Thayer County Treasurer	Wksh	649.45

July 14, 2026

Trans Union Risk and Alternative	Ser	537.00
Tritech Software Systems	Main	31,808.00
Unifirst Corporation	Sup	739.80
US Bank CPS	Meals, Lodging, Sup, Mile	3,960.38
USDA, APHIS, General	Ser	2,368.46
Van Diest Supply Company	Sup	1,243.20
Vigelnets America, LLC	Ser	2,054.00
Weaver Pharmacy	Sup	68.40
Tyler Williams	Mile, Mtg	76.40
Woodward's Disposal Service, Inc.	Ser	87.50
Payroll	Salaries	135,206.04

ROAD/BRIDGE FUND:

Amazon Capital Services	Sup	35.75
Anjanette Bauer	Ser	540.00
Beatrice Sand and Gravel	Gravel	1,855.02
Bi-Versal Services, LLC	Ser	1,637.28
Bowman Consulting Group, LTD	Ser	7,050.00
City of Geneva	Uti	93.75
Cornerstone Bank	SS	5,546.98
Farmers Cooperative	Fuel	256.87
Friesen Chevrolet, Inc.	Rep	83.70
Gaylen Energy Supply, LLC	Fuel	5,420.40
Geneva Arnold Motor Supply	Parts	73.86
Geneva Building Supply	Parts, Misc	43.54
Glenwood Telecommunications, Inc.	Uti	64.95
Grafton Mini-Mart	Fuel	206.25
Grafton Oil, Inc.	Fuel	2,416.00
Harre Seed, Inc.	Ser	8,442.00
Hometown Leasing	Rent	172.26
Medical Enterprises, Inc.	Ser	149.00
MIPS, Inc.	Ser	147.20
Nebraska Machinery Company	Parts, Ser	3,312.13
NIRMA	Insur	73,314.00
Norfolk Lodging & Suites	Lodging	330.00
Perennial Public Power District	Uti	121.98
Protex Central, Inc.	Main	185.00
Retirement Plans Division of Ameritas	Ret	4,783.77
Riverside Portables, LLC	Ser	80.00
Schroyer's Mobile Flat Glass, LLC	Rep	1,997.50
Verizon	Ser	478.24
Village of Exeter	Uti	47.15
Village of Fairmont	Uti	125.16
Village of Grafton	Uti	59.94
Village of Ohioa	Uti	48.00
Village of Shickley	Uti	203.81
Vogt Enterprises, Inc.	Gravel	7,020.04
Payroll	Salaries	74,770.98

REGISTER OF DEEDS PRESERVATION AND MODERNIZATION FUND:

MIPS, Inc.	Ser	154.62
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INHERITANCE TAX FUND:

First Wireless, Inc.	Equip	30,057.06
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911 EMERGENCY MANGEMENT FUND:

Nebraska Public Power District	Uti	253.11
Windstream	Uti	152.57

911 WIRELESS SERVICES FUND:

Glenwood Telecommunications, Inc.	Uti	1,788.58
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ROAD DEPT/COURTHOUSE BUILDING BOND FUND:

Union Bank & Trust Company	Principal & Interest	153,894.71
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HOSPITAL OPERATING FUND:

Fillmore County Hospital	June taxes	568.43
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CLAIMS APPROVED

Lightwine moved and Sluka 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 Absent: Cerny

The Chairman declared the motion carried.

EMERGENCY PROTECTIVE CUSTODY AGREEMENT WITH REGION 5 SYSTEMS

After review by the Deputy County Attorney, Graham moved and Noel seconded the motion to approve the Emergency Protective Custody (EPC) Agreement with Region 5 Systems beginning July 1, 2026 and ending June 30, 2027. 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.

JUNE 2026 FEE REPORTS

After review, Graham moved and Lightwine seconded the motion to approve the June 2026 fee reports as presented:

County Clerk \$11,226.83 (State \$6,406.54 & County \$4,820.29)
Clerk of the District Court \$1,363.15
County Sheriff \$2,984.30

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 PRELIMINARY LEVY ALLOCATION

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

RESOLUTION #2026 – 01 BT

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 2026/2027: General Fund \$13,504.00

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

The Chairman declared the resolution adopted.

GENEVA TOWNSHIP PRELIMINARY LEVY ALLOCATION

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

RESOLUTION #2026 – 01 GT

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 2026/2027: General Fund \$10,889.00.

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

The Chairman declared the resolution adopted.

BRYANT TOWNSHIP MANAGEMENT LETTER WITH MANNING & ASSOCIATES FOR BUDGET PREPARATION FOR 2026/2027

Graham moved and Lightwine seconded the motion to approve the management letter with Manning & Associates to prepare the 2026/2027 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.

GENEVA TOWNSHIP MANAGEMENT LETTER WITH MANNING & ASSOCIATES FOR BUDGET PREPARATION FOR 2026/2027

Noel moved and Sluka seconded the motion to approve the management letter with Manning & Associates to prepare the 2026/2027 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.

BAILIFF BUDGET REQUEST

Judge Bargen submitted the bailiff’s budget request of \$18,261.21 for fiscal year 2026/2027.

SOUTHEAST NEBRASKA DEVELOPMENT DISTRICT BUDGET REQUEST

Southeast Nebraska Development District (SENDDD) submitted a budget request of \$6,288.00 for fiscal year 2026/2027.

OPEN MEETINGS ACT CHANGES

The Board reviewed an email from Nebraska Association of County Officials (NACO) regarding the changes to the open meetings act that will take effect on July 18, 2026.

ROAD DISCUSSION

Highway Superintendent, Doug Motis informed the Board of a few changes that will need to be made at the Ohioa Shop for their bathroom. The Board also discussed the number of pivots that are watering the roadway causing repairs to the roads. Doug will discuss it with the Sheriff to ensure they are following the proper procedures. The Board and Doug reviewed the Road Dept budget.

DECLARE MOTOR GRADER SURPLUS

After discussion, Lightwine moved and Cerny seconded the motion to declare a 2015 12M3 surplus. 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 the meeting at 1:25 p.m. until July 28, 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.

State of Nebraska)
County of Fillmore) ss.

I, Amy Nelson, the undersigned County Clerk of Fillmore County, Nebraska do hereby certify the foregoing minutes are true and are part of the official records of this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed by official seal this 14th day of July 2026.

Attest

Chairman