

The Fillmore County Board of Supervisors convened in open and public session at 9:15 a.m., August 11, 2009, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Yates presiding. Members present were Cerny, Kimbrough, Simacek, Mueller, Galusha, and Capek. Cerny was excused at 11:05 a.m. The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by publication. A copy of the publication is on file in the County Clerk's office. All proceedings hereinafter shown were taken while the convened meeting was open to the public. Agenda was approved as presented. The Chairman noted that the public meeting guidelines are posted as required by law and available for public distribution if requested. The meeting adjourned at 12:25 p.m.

MINUTES APPROVED

Chairman of the Board, Yates approved the minutes of the July 28, 2009 Board meeting as presented.

FEE REPORTS

Kimbrough moved and Capek seconded the motion to approve the fee reports for July 2009:

County Clerk: \$9,473.30 (State \$5,876.16 & County \$3,597.14)

Sheriff: \$1,595.14

Clerk of District Court: \$1,210.68

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

DRIVEWAY PERMIT

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

Bruce Vejraska – install a new 40' driveway on the east side of the SE ¼, Section 25-6-1, Glengary Township.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

SUPPLEMENTAL AGREEMENT ON GENEVA EAST PROJECT

After discussion, Kimbrough moved and Mueller seconded the motion to approve and sign the Supplemental Agreement #1 for Geneva East Project #BRO-7030(33) with the State of Nebraska. Upon roll call, the vote was as follows:

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

Nays: Simacek

The Chairman declared the motion carried.

LETTING FOR ENGINEERING SERVICES

After discussion, Simacek moved and Galusha seconded the motion to award the engineering services to Mainelli, Wagner, and Associates for Project #C-30(360) between sections 21, 22, 27, and 28 Geneva Township.

After further discussion, before roll call Simacek withdrew the motion and Galusha seconded due to lack of information will request the Highway Superintendent to research and bring back to August 25th meeting.

SEIZED HORSE CLAIMS

William Burgess, Fillmore County Sheriff updated the Board regarding the seized horses. At this time there are currently two bills for the horses, and will be taken out of the inheritance tax fund. Once this case goes to court, Fillmore County should be reimbursed from the owner of the horses for all bills. The Sheriff is looking into additional funds from State and Federal funding.

AXIS CAPITAL

Howard Ach, Deputy County Attorney informed the Board that he was to have a proposal regarding the previous lease on the postage machine, but Axis Capital is not returning his phone calls. He will continue to try to reach them for an agreement.

SPANISH ACRES

After discussion, the Board directed the Register of Deeds office to provide County Attorney's office with a list of current owners located in the "Spanish Acres Subdivision" so that he can contact them regarding the legal description of their property.

GENEVA BROADBAND

Greg Balzer with Geneva Broadband gave a presentation to the Board regarding what services they are now offering in the downtown area. After discussion, the Board requested Amy Nelson, County Clerk and Mr. Balzer get together to discuss which option would be best for Fillmore County.

USDA WILDLIFE SERVICES

Spencer Nelson with USDA Wildlife Services came to answer questions that the Board had regarding who was using this service and how much time was spent with cities and villages.

ECONOMIC DAMAGE BY CONSERVATION

Randy Williams presented information to the Board regarding "Economic Damage by Conservation" that is happening in Fillmore County as well as Clay County. Josh Anderson from Clay County was also present for this discussion.

PERSONNEL DISCUSSION

County Assessor, County Clerk, and County Treasurer were present for discussion regarding personnel in each office with the State mandating the move of titles to the Treasurer'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, Uni – uniform allowance, Uti – utilities, Wksh – workshop expense.

GENERAL FUND:

Howard F. Ach, Atty.	Rent, Post, Misc.	3,275.67
Ameritas Life Insurance Corp.	Ret	2,697.16
Jon Anderson	Uni	35.00
Bear Graphics, Inc.	Sup	586.57
Black Hills Energy	Uti	53.50
Bottorf & Maser, Atty.	Ser, Mile	716.25
William L. Burgess	Uni, Meals, Fuel	112.19
Butler County Court	Sup	2.00
Daryl L. Callenius	Uni	35.00
Chaney Chemical, Inc.	Sup	517.18
City of Geneva	Uti	470.90
Constellation Energy	Uti	3.52
Corner Stop	Fuel	232.83
Cottonwood Title Company	Ser	100.00
County Assessor's Association of Nebr.	Dues	100.00
Douglas County Sheriff	Ser, Mile	31.92
Duckwall – Alco Stores, Inc.	Sup	30.75
Eakes Office Plus	Sup	1,257.09
Executive Copier Services	Sup	63.73
F & S Supply Co., Inc.	Sup	334.97
Fillmore County Clerk of District Court	Fees	120.00
Fillmore County Sheriff	Fees	655.20
Fillmore County Treasurer	July Transfers	11,299.06
Geneva State Bank	SS	2,833.11
Geneva TV & Appliance	Equip	499.00
Robert Hester	Uni	35.00
Hometown Leasing	Ser	653.29
Steve Julich	Uni, Post	42.00
Kelch Plumbing Heating & Refrigeration	Rep	266.76
Knoche Appraisal & Consulting, LLC	Ser, Mile	2,898.20
Lafayette Life Insurance Co.	Insur	160.45
Lancaster County Sheriff	Ser	19.16
Microfilm Imaging Systems, Inc.	Ser	64.00
MIPS, Inc.	Ser	2,899.01
Nebraska Law Enforcement Training Center	Wksh	100.00
The Nebraska Signal	Pro, Ads, Sup	2,315.86
Nick's Farm Store	Sup	122.06
Plains Power & Equipment, Inc.	Mower, Sup	3,079.00
Ralph's Geneva Tire & Service Center	Rep	84.77
Steven G. Roemmich	Uni	35.00
Saline County Sheriff	Ser	48.75
Vickie Smith	Ser	45.50
State of Nebraska AS Central Finance	Ser	448.00
State of Nebraska Public Health Envir. Lab.	Ser	84.00
Thayer County Sheriff's Office	Ser	19.00

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USPS	Post	27.15
Valley County Sheriff Office	Ser	18.50
West Payment Center	Sup	434.00
Eric Williams	Wksh, Post, Mile	253.37
Windstream	Uti	230.06
York County Court	Ser	1.75
York County Sheriff	Ser, Mile	46.72
Payroll	Salaries	39,873.54

ROAD/BRIDGE FUND:

Ace Agri Supply	Sup	162.95
Action Auto Supply	Parts	19.19
Alltel	Uti	87.65
All Roads Barricade, Inc.	Sup	65.47
Ameritas Life Insurance Corp.	Ret	1,608.77
Auto Value Parts Stores	Parts, Sup	213.85
Black Hills Energy	Uti	61.52
Century Lumber Center	Sup, Misc.	340.64
City of Geneva	Uti	57.00
Corner Stop	Fuel	1,520.33
Erdkamp Motors	Sup	178.00
Filter Care of Nebraska	Parts	22.80
Geneva Implement	Parts	434.20
Geneva State Bank	SS	1,771.20
Geneva Welding & Supply, Inc.	Sup	180.55
Grafton Oil	Fuel	1,191.62
Jill's Sweet Shop	Misc.	27.00
Lafayette Life Insurance Co.	Insur	87.99
Lauber Seed Farm	Sup	38.00
Lichti Oil	Fuel, Parts	4,590.49
Michl Service	Fuel	23.00
Mike's Radiator & Tire	Rep	50.00
Nebraska Iowa Industrial Fasteners	Sup	168.06
Newman Traffic Signs	Sup	479.60
Nichols Construction	Gravel	25,378.00
Nick's Farm Store	Rep	12.50
Overland Ready Mixed	Concrete	200.81
Overland Sand & Gravel	Gravel	1,465.63
Patchmaster Central	Rep	725.00
Perennial Public Power	Uti	30.13
Presco Sales & Service	Equip	3,070.00
Raynor Garage Doors of CE. NE., Inc.	Rep	159.00
Shell Fleet Plus	Fuel	746.22
Sutton Electric, Inc.	Rep	35.25
Village of Exeter	Uti	15.00
Village of Grafton	Uti	21.07
Payroll	Salaries	24,173.01

SENIOR SERVICES FUND:

Ameritas Life Insurance Corp.	Ret	133.86
Dawg's Smokehouse Café	HDM's	149.50
Eakes Office Plus	Sup	43.01
Exeter Care Center	HDM's	300.00
Exeter Senior Center	USDA	40.47
Fairmont Aging Services	USDA	204.63
Fillmore County Transit	Mile	45.00
Geneva Senior Center	Rent, USDA	695.86
Geneva State Bank	SS	171.77
Hometown Leasing	Ser	56.64
Lafayette Life Insurance Company	Insur	9.00
Bette Mattox Manning	Ser	168.00
Brenda Motis	Mile	34.10
Nebraska Assoc. of Senior Centers	Wksh	80.00
Ron's Tavern	HDM's	150.00
Rhonda Stokebrand	Mile, Misc	118.22
Windstream	Uti	90.27
Payroll	Salaries	2,261.81

INHERITANCE TAX FUND:

Countryside Vet Clinic	Horses	917.92
Fillmore County Treasurer	Transfer	10,000.00
Larry Krasser Trucking	Horses	100.00

HOSPITAL OPERATING FUND:

Fillmore County Hospital	July Taxes	880.47
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NOXIOUS WEED FUND:

Alltel	Uti	41.17
Ameritas Life Insurance Corp.	Ret	73.98

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Todd Boller	Post	8.80
Chaney Chemical, Inc.	Sup	159.00
City of Geneva	Uti	11.70
Gambles of Geneva	Sup	28.80
Geneva State Bank	SS	83.47
Grafton Mini Mart	Fuel	384.90
Lafayette Life Insurance Company	Insur	4.50
Lichti Oil	Fuel	252.33
Nick's Farm Store Co.	Equip	107.99
North American Weed Management Assoc.	Wksh	185.00
University of Nebraska – Lincoln	Ser	10.00
Payroll	Salaries	1,096.00

CLAIMS APPROVED

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

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

The Chairman declared the motion carried.

NOXIOUS WEED BUILDING

After discussion, Galusha moved and Mueller seconded the motion to declare the Noxious Weed building located in Lot 272 and the S ½ of Lot 271, Original town, Exeter surplus. The Board will be selling this property on September 22, 2009 at 1:15 p.m. in the Boardroom of the Fillmore County Courthouse, with a starting bid of \$5,000.00. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, and Kimbrough
Nays: None

The Chairman declared the motion carried.

ADJOURNMENT

Agenda item "Letting for Engineering Services" will be discussed at a future Board meeting. As there were no other items to come before the Board, Simacek moved and Galusha seconded the motion to adjourn until 9:15 a.m., August 25, 2009. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, and Kimbrough
Nays: None

The Chairman declared the motion carried.

Attest

Chairman