

April 2, 2024

Seward County Board of Commissioners

State of Nebraska)
County of Seward) ss.

A regular meeting of the Seward County Board of Commissioners was convened in open and public session at 8:30 a.m. on April 2, 2024 in the Commissioner's room at the Seward County Courthouse. Notice of the meeting was posted on the Courthouse bulletin board and on the Commissioner's Room 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 Commissioners has the right to modify the agenda to include items of an emergency nature only at such public meeting.

The Seward County Board of Commissioners convened on April 2, 2024 at 8:30 a.m.

Present: Chairperson: Misty Ahmic

Members: Raegan Hain, John Culver, Ken Schmieding, Darrell Zabrocki

County Clerk: Sherry Schweitzer

The Chairperson noted that the public meeting information is posted as required by law and available for public distribution if requested.

The Pledge of Allegiance was recited.

Those officials appearing before the Board for their monthly meeting with the Board were: Ann Dobesh, Allison Rook, Brandon Noordhoek and Sherry Schweitzer.

Moved by Zabrocki and seconded by Culver to approve the minutes of March 26, 2024.

Affirmative Vote: Zabrocki, Culver, Schmieding, Hain, Ahmic Motion Carried

Commissioners Reports:

Commissioner Hain reported she met with the Aging Services Director, attended the Staplehurst Village Board meeting, met with the Road Dept. staff on various matters, attended the Student Showcase Event at Harvest Hall and the Four Corners Health District meeting.

Commissioner Culver met with constituents about road concerns, met with various dept heads, attended the 911 Board meeting, contacted the Nebraska Dept. of Transportation (NDOT) about help with a project on 154th Road and worked on various emails.

Commissioner Ahmic reported she received some letters of support for grants, attended a Broadband Taskforce meeting, worked on data for a Broadband Challenge, met with the Public Transit staff, worked in Zoning Office during the vacancy of the official, worked on a cyber security issue, worked on grants, and was invited to attend a conference for early childhood education.

Commissioner Schmieding reported he attended a Visitors Committee meeting and will have the Region V meeting next week and the Arbor Day celebration at the end of the month. He noted progress of the Wellness Center being constructed currently in Seward. He also received concerns about Waverly Road.

Commissioner Zabrocki reported he met with Public Transit and the Seward School Supt., attended the Broadband Task Force meeting, met with the Building & Grounds Supt., will attend Seward City Council and will meet with the city officials about a grant writer position.

Commissioner Hain led discussion on the Levander's Body Shop Quote to apply decals on county vehicles item on the agenda. She explained the quote and the work involved. She stated the quote is listed as taking 1 ½ hours per vehicle for applying two decals and if the amount of time is less, the cost will be less than quoted.

Moved by Hain and seconded by Culver to approve the quote from Levander's Body Shop in the amount of \$1,155.00 to apply decals to 11 county vehicles to be paid out of the American Rescue Plan Act (ARPA) fund.

Affirmative Vote: Hain, Culver, Schmieding, Zabrocki, Ahmic Motion Carried

In regard to the clarifying motion in regard to engineering fees for the 420th Road Project, Hain gave information she attained from the engineering firm Kirkham Michael.

Moved by Hain and seconded by Culver to approve payment of engineering costs for the 420th Road Project in the amount of \$78,737.00 to be paid out of the Inheritance Fund and the construction engineering of \$175,491.00 to be paid out of the Community Project Grant funding.

Affirmative Vote: Hain, Culver, Zabrocki, Schmieding, Ahmic Motion Carried

Tiffany Allen, Asst. Human Resource Director, gave information about the new job description of the Zoning Administrator. She stated the starting wage should be \$25.76/hour and it would be a 30 hour/week job. The supervision and evaluation of the official was discussed.

Moved by Zabrocki and seconded by Hain to approve the revised Zoning Administrator job description at a starting wage of \$25.76/hour and give the Human Resources Dept. approval to post the opening.

SEWARD COUNTY JOB DESCRIPTION

Position: Zoning Administrator

Last Revised: 03/2024

Job Status: Non-exempt; Regular part-time (30 Hours)

Reports to: Board of Commissioners

Supervisory Responsibilities: None

I. NATURE OF WORK

This is a responsible, highly skilled technical position under the supervision of the Board of Commissioners, with review through annual work plan and budget review. An employee in this class is expected to exercise considerable independent judgement and personal initiative within the framework of established policies and guidelines. This position is responsible for inspecting, investigating, and enforcing local, state and federal zoning laws and regulations pertaining to zoning for Seward County.

II. RESPONSIBILITIES

The Zoning Administrator directs the overall management of the Zoning Department, including the following:

- Develops goals and objectives for count planning and development.
- Administers and enforces zoning and subdivision regulations.
- Reviews plats and construction plans and specifications.
- Processes applications and issues building permits.
- Prepares and manages the Zoning Department budget.
- Inspects properties as necessary.
- Prepares, presents, and files monthly and annual reports.
- Schedules planning Commission meetings, prepares notices and agendas.
- Maintains the legal records of the County Planning Commission and the Board of Adjustment.
- Presents proposals to Planning Commission, Board of Adjustment, and Board of Commissioners.
- Coordinates and assists in the review of Floodplain applications for insurance purposes.
- Works with banks, title companies and state and local authorities to assist county residents with zoning and development permits, subdivision plats, and surveys.
- Assists the Planning Commission and Board of Commissioners in amendments to zoning regulations and Comprehensive Plan.

- Maintains, verifies, and updates the accuracy of the location of property access points for the county E-911 addressing system.
- Keeps record of all subdivisions and incorporates appropriate changes to the official county base map, and Beacon online mapping system.
- Requests new address assignments from GeoComm.
- Handles public relations, including advising property owners of applicable zoning regulations.
- Collects fees for permits, issues receipts, and provides an accounting of all funds received.

I. OTHER NON-ESSENTIAL DUTIES

- Ability to work with other departments and assist as needed.

II. REQUIRED KNOWLEDGE, SKILLS, ABILITIES

- Maintain a working knowledge of all zoning rules, regulations, and statutes.
- Possess the ability to make on-site visual inspections and apply results to established rules and regulations, including the ability to read an interpret plans and specifications.
- Possess the ability to establish and maintain effective working relationships with private contractors, developers, the public, and government officials.
- Knowledge of common computer software applications and ability to learn more.
- The ability to obtain the applicable training/education within a reasonable time.

III. DESIRABLE TRAINING AND EXPERIENCE

- Knowledge of building and zoning regulations and notice procedures.
- College coursework in agriculture, zoning, planning, and building, including procedures.
- Experience in preparing and managing an annual budget.

IV. MINIMUM QUALIFICATIONS

- Graduation from high school or GED equivalent.
- Must be able to legally work in the United States.
- Valid Driver’s License and ability to operate county vehicle.
- Must be able to lift twenty pounds.

V. WORKING CONDITIONS & PHYSICAL EFFORT

This job operates in a professional office environment. This role routinely uses standard office equipment such as computers, phones, photocopiers, filing cabinets and fax machines. This is largely a sedentary role; however, some filing is required. This would require the ability to lift files, open filing, cabinets, and bend or stand as necessary. Must have the ability to lift a minimum of Twenty (20) pounds.

NECESSARY SPECIAL REQUIREMENTS

- Successfully complete the yearly training sessions conducted by NPZA and NACO.

X. OTHER

Please note this job description is not designed to cover or contain a comprehensive listing of activities, duties or responsibilities that are required of the employee for this job. Duties, responsibilities, and activities may change at any time with or without notice.

Employee Acknowledgement of Job Description	
This job description supersedes all previous job descriptions written for this position. I understand that this is a description of my current job duties and responsibilities. I understand that neither this nor the County Personnel Manual is a contract for employment.	
_____ Employee Signature	_____ Date
_____ HR Director/Supervisor Signature	_____ Date

The Commissioners discussed the bids received last week for the mowing of abandoned cemeteries.

Moved by Schmieding and seconded by Zabrocki to accept the bid of \$700 per mowing from Anton Buresh for mowing the abandoned cemeteries of Seward County.

Affirmative Vote: Schmieding, Zabrocki, Culver, Hain, Ahmic Motion Carried

Moved by Zabrocki and seconded by Schmieding to authorize the Chair to sign the Abandoned Cemeteries Mowing Contract with Anton Buresh at \$700 per mowing.

Affirmative Vote: Zabrocki, Schmieding, Hain, Culver, Ahmic Motion Carried

The Commissioners recessed at 9:27 a.m.

The Commissioners re-convened at 9:30 a.m.

Moved by Culver and seconded by Zabrocki to open the public hearing at 9:31 a.m. to consider the application for a Re-zone from TA-1 Transitional Agricultural to C-2

Commercial in the NW ¼ of Section 4 Township 9 North Range 3 East of the 6th p.m.

Affirmative Vote: Culver, Zabrocki, Hain, Schmieding, Ahmic Motion Carried

Ben Earnest spoke in favor of said rezone.

Moved by Zabrocki and seconded by Hain to close the public hearing at 9:33 a.m.

Affirmative Vote: Zabrocki, Hain, Culver, Schmieding, Ahmic Motion Carried

Moved by Culver and seconded by Hain to adopt Resolution No. 3804 in regard to approving the Re-zone application from TA-1 Transitional Agricultural to C-2

Commercial in the NW ¼ of Section 4 Township 9 North Range 3 East of the 6th p.m.

RESOLUTION NO 3804 OF THE SEWARD COUNTY BOARD OF COMMISSIONERS

WHEREAS, Ben Earnest, has applied for a Zoning District change for a quarter section of land from TA-1 Transitional Agricultural District to

C-2 Commercial District, and

WHEREAS The land is described as a tract in the Northwest 1/4 of, Precinct O. Parcel ID: 800016467 Section 4, Township 9N, Range 3E, Seward County, Nebraska, and

WHEREAS, the owner of record is Ben Earnest, and

WHEREAS, Notice of Public Hearing by the Seward County Planning Commission was published in the Seward County Independent, and

WHEREAS, the Planning Commission held a Public Hearing on the Zoning District change on February 26, 2024, and

WHEREAS, the Planning Commission had a recommendation to Approve with a vote of 7 in favor, 0 against, and 2 absent not voting.

WHEREAS The Seward County Board of Commissioners held a Public Hearing on the Zoning Change on April 2nd, 2024, and

WHEREAS Notice of Public Hearing by the Seward County Board of Commissioners was published in the Seward County Independent, and

WHEREAS, No one appeared to oppose said amendment.

Individuals appeared to oppose said amendment.

No one appeared to support said amendment.

Individuals appeared to support said amendment.

Individuals appeared without commitment, and,

NOW, THEREFORE BE IT RESOLVED that the Seward County Board of Commissioners do hereby adopt Resolution 3804 to approve , deny , the Zoning District Change from TA-1 to C-2.

Moved by: Culver Seconded by: Hain April 2, 2024
Ayes: John K. Culver, Darrell J. Zabrocki, Ken Schmieding, Raegan Hain,
Misty Ahmic, Chair of the Board
Attest: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Culver, Hain, Zabrocki, Schmieding, Ahmic Motion Carried

Moved by Culver and seconded by Zabrocki to adopt Resolution No. 3805 in regard to the short form plat Earnest 1st Addition in the NW ¼ of Section 4 Township 9 North Range 3 East of the 6th p.m.

**RESOLUTION 3805 OF THE
SEWARD COUNTY BOARD OF COMMISSIONERS**

WHEREAS Earnest Well Drilling owns a combined 36.36 acres of land and has applied for a Short Form Plat, described as a tract of land in the Northwest ¼ of, Section 4, Township 9N, Range 3E, Seward County, Nebraska, and

WHEREAS the Short Form Plat shall be called EARNEST 1ST ADDITION and

WHEREAS The Seward County Planning Commission held a meeting on March 18, 2024, to consider the Short Form Plat, and

WHEREAS the Planning Commission recommended to approve the EARNEST 1ST ADDITION Short Form Plat, with a vote of 7 For, 0 Against, and 0 Absent and Not Voting, and

WHEREAS X No one appeared to oppose the subdivision
 Individuals appeared to oppose the subdivision
 X No one appeared to support the subdivision
 Individuals appeared to support the subdivision
 Individuals appeared without commitment, and

THEREFORE, BE IT RESOLVED that the Seward County board of Commissioners do hereby Approve the EARNEST 1ST ADDITION Short Form Plat, with Resolution NO: 3805.

Moved by: Culver Seconded by: Zabrocki April 2, 2024
Ayes: Darrell J. Zabrocki, Ken Schmieding, Raegan Hain, John K. Culver,
Misty Ahmic, Chair of the Board
Attest: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Culver, Zabrocki, Hain, Schmieding, Ahmic Motion Carried

The Commissioners recessed at 9:43 a.m.
The Commissioners re-convened at 9:45 a.m.

Moved by Culver and seconded by Zabrocki to open the Public Hearing at 9:45 a.m. for a Development Permit to build and a Conditional Use Permit to operate a telecommunications tower in Precinct A in the SW ¼ of Section 16 Township 12 North Range 4 East of the 6th p.m.

Affirmative Vote: Culver, Zabrocki, Schmieding, Hain, Ahmic Motion Carried

Chris Reha for Industrial Towers West spoke in favor of said request.

Chairman Ahmic provided information about the request and that the tower would not provide adequate internet for the area.

Moved by Zabrocki and seconded by Culver to close the public hearing at 10:08 a.m.
Affirmative Vote: Zabrocki, Culver, Hain, Schmieding, Ahmic Motion Carried

The Commissioners completed the Findings of Fact document for this request.

BEFORE THE BOARD OF COMMISSIONERS OF SEWARD COUNTY, NEBRASKA

IN THE MATTER OF CONDITIONAL USE

REQUESTED USE: WIRELESS TOWER

APPLICANT: INDUSTRIAL TOWER WEST dba VIAERO WIRELESS

CURRENTLY ZONED: A-1

This matter came before the Board of Commissioners at the request of the applicant. A public hearing was held on the 2nd day of April 2024. Notice of said hearing was publicized on the 12th day of March 2024.

The Board of Commissioners recommend to:

Approve the Conditional Use Permit

Deny the Conditional Use Permit

With a roll call vote of: 5 For 0 Against 0 Absent Not Voting

Upon Review of all necessary facts, the Seward County Board of Commissioners makes the following findings:

1. N The use, in all other respects, conforms to the applicable regulations of the district in which it is located (unless specifically authorized by the Board).
2. Y The use will have adequate water and sewer facilities.
3. N The use will be in harmony with the character of the area and the most appropriate use of the land.
4. N The establishment, maintenance, or operation of the conditional use will not be detrimental to or endanger the public health, safety, moral, comfort, or general welfare of the county.
5. N The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purpose already permitted, nor substantially diminish and impair property values within the neighborhood.
6. N The establishment of conditional use will not impede the normal and orderly development of the surrounding property for uses permitted in the district.
7. Y Adequate utilities, access roads, and drainage facilities have been or are being provided.
8. Y That adequate measures have been or will be taken to provide ingress and egress so designed as to minimize traffic congestion in the public streets.
9. Y The use does not include noise, which is objectionable due to volume, frequency, or beat unless muffled or otherwise controlled
10. Y The use does not involve any pollution of the air by fly-ash, dust, vapors, or other substance which is harmful to health, animals, vegetation, or other property or which can cause soiling, discomfort, or irritation.
11. Y The use does not involve any malodorous gas or matter, which is discernible on any adjoining lot or property.
12. Y The use does not involve any direct or reflected glare, which is visible from any adjoining property or from any public street, road, or highway.

13. Y The use does not involve any activity substantially increasing the movement of traffic on public streets unless procedures are instituted to limit traffic hazards and congestion.
14. Y The use does not involve any activity substantially increasing the burden on any public utilities or facilities unless provisions are made for any necessary adjustments.

Further, the Board of Commissioners recommends the following specific conditions that are necessary or desirable to address the most appropriate use of the land, the conservation and stabilization of the value of property, the provision of adequate open space for light and air, concentration of populations, congestion of public streets, and the promotion of the general health, safety, welfare, convenience, and comfort of the public:

DATED THIS 2nd day of April, 2024.

John K. Culver, Raegan Hain, Ken Schmieding, Darrell J. Zabrocki,
Misty Ahmic, Board Chair

Moved by Culver and seconded by Zabrocki to adopt Resolution No. 3806 in regard to denying the Development Permit to Build and a Conditional Use Permit to operate a telecommunications tower in Precinct A in the SW ¼ of Section 16 Township 12 North Range 4 East of the 6th p.m.

**RESOLUTION NO 3806 OF THE
SEWARD COUNTY BOARD OF COMMISSIONERS**

WHEREAS, Industrial Tower West has applied for a Conditional Use Permit to operate and a Development Permit to construct a 225' telecommunications tower, and

WHEREAS the property is described as in the Southwest ¼ of, Section 16, Township 12N, Range 4E, Seward County, Nebraska, and

WHEREAS The Planning Commission held a public hearing to consider the application at a regular meeting February 26, 2024, and

WHEREAS notice of the public hearing was published in the Seward County Independent, and

WHEREAS The Planning Commission recommended to Accept the Conditional Use and Development Permit, with a vote of 7 In Favor, 0 Against, and 2 Absent and Not Voting, and

WHEREAS The Seward County Board of Commissioners held a public hearing to consider the application at a regular meeting April 2, 2024, and

WHEREAS notice of the public hearing was published in the Seward County Independent, and

WHEREAS X No one appeared to oppose said Conditional Use/Development
 Individuals appeared to oppose said Conditional Use/Development
 No one appeared to support said Conditional Use/Development
 X Individuals appeared to support said Conditional Use/Development
 Individuals appeared without commitment, and

NOW, THEREFORE BE IT RESOLVED that the Seward County Board of Commissioners do hereby approve or X deny the Development Permit and Conditional Use Permit for Industrial Tower West to construct and operate a telecommunications tower in the Southwest 1/4 of, Section 16, Township 12N, Range 4E Seward County, Nebraska.

Moved by: Culver Seconded by: Zabrocki April 2, 2024
Ayes: John K. Culver, Darrell J. Zabrocki, Ken Schmieding, Raegan Hain,
Misty Ahmic, Chair of the Board
Attest: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Culver, Zabrocki, Hain, Schmieding, Ahmic Motion Carried

Moved by Culver and seconded by Hain to open the Public Hearing at 10:17 a.m. for the Development Permit to build and a Conditional Use Permit to operate a telecommunications tower in Precinct O in the SW ¼ of Section 9 Township 9 North Range 3 East of the 6th p.m.

Affirmative Vote: Culver, Hain, Zabrocki, Schmieding, Ahmic Motion Carried

Terri Dolezal, representing ATC Sequoia LLC dba American Tower Co., spoke in favor of said request stating this is replacing a tower supported by guy wires with a self-standing tower. She provided information about said tower.

There were not any other comments offered at the Public Hearing.

Moved by Culver and seconded by Zabrocki to close said Public Hearing at 10:21 a.m.

Affirmative Vote: Culver, Zabrocki, Schmieding, Hain, Ahmic Motion Carried

The Commissioners completed the Findings of Fact Document.

BEFORE THE BOARD OF COMMISSIONERS OF SEWARD COUNTY, NEBRASKA

IN THE MATTER OF CONDITIONAL USE

REQUESTED USE: WIRELESS TOWER

APPLICANT: ATC SEQUOIA dba AMERICAN TOWER CORP

CURRENTLY ZONED: A-1

This matter came before the Board of Commissioners at the request of the applicant. A public hearing was held on the 2nd day of April 2024. Notice of said hearing was publicized on the 12th day of March 2024.

The Board of Commissioners recommend to:

 X Approve the Conditional Use Permit

 Deny the Conditional Use Permit

With a roll call vote of: 5 For 0 Against 0 Absent Not Voting

Upon Review of all necessary facts, the Seward County Board of Commissioners makes the following findings:

1. Y The use, in all other respects, conforms to the applicable regulations of the district in which it is located (unless specifically authorized by the Board).
2. Y The use will have adequate water and sewer facilities.
3. Y The use will be in harmony with the character of the area and the most appropriate use of the land.
4. Y The establishment, maintenance, or operation of the conditional use will not be detrimental to or endanger the public health, safety, moral, comfort, or general welfare of the county.
5. N The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purpose already permitted, nor substantially diminish and impair property values within the neighborhood.
6. N The establishment of conditional use will not impede the normal and orderly development of the surrounding property for uses permitted in the district.
7. Y Adequate utilities, access roads, and drainage facilities have been or are being provided.

8. Y That adequate measures have been or will be taken to provide ingress and egress so designed as to minimize traffic congestion in the public streets.
9. Y The use does not include noise, which is objectionable due to volume, frequency, or beat unless muffled or otherwise controlled
10. Y The use does not involve any pollution of the air by fly-ash, dust, vapors, or other substance which is harmful to health, animals, vegetation, or other property or which can cause soiling, discomfort, or irritation.
11. Y The use does not involve any malodorous gas or matter, which is discernible on any adjoining lot or property.
12. Y The use does not involve any direct or reflected glare, which is visible from any adjoining property or from any public street, road, or highway.
13. Y The use does not involve any activity substantially increasing the movement of traffic on public streets unless procedures are instituted to limit traffic hazards and congestion.
14. Y The use does not involve any activity substantially increasing the burden on any public utilities or facilities unless provisions are made for any necessary adjustments.

Further, the Board of Commissioners recommends the following specific conditions that are necessary or desirable to address the most appropriate use of the land, the conservation and stabilization of the value of property, the provision of adequate open space for light and air, concentration of populations, congestion of public streets, and the promotion of the general health, safety, welfare, convenience, and comfort of the public:

DATED THIS 2nd day of April, 2024.

John K. Culver, Raegan Hain, Ken Schmieding, Darrell J. Zabrocki,
Misty Ahmic, Board Chair

Moved by Culver and seconded by Hain to adopt Resolution No. 3807 in regard to approving the Development Permit to Build and a Conditional Use Permit to operate a telecommunications tower in Precinct O in the SW ¼ of Section 9 Township 9 North Range 3 East of the 6th p.m.

RESOLUTION NO 3807 OF THE SEWARD COUNTY BOARD OF COMMISSIONERS

WHEREAS, ATC Sequoia LLC dba American Towers Corporation have applied for a Conditional Use Permit to operate, and a Development Permit to construct a 300' telecommunications tower, and

WHEREAS the property is described as in the Southwest ¼ of, Section 9, Township 9N, Range 3E, Seward County, Nebraska, and

WHEREAS The Planning Commission held a public hearing to consider the application at a regular meeting February 26, 2024, and

WHEREAS notice of the public hearing was published in the Seward County Independent, and

WHEREAS The Planning Commission recommended to Accept the Conditional Use and Development Permit, with a vote of 7 In Favor, 0 Against, and 2 Absent and Not Voting, and

WHEREAS The Seward County Board of Commissioners held a public hearing to consider the application at a regular meeting April 2, 2024, and

WHEREAS notice of the public hearing was published in the Seward County Independent, and

WHEREAS X No one appeared to oppose said Conditional Use/Development

___ Individuals appeared to oppose said Conditional Use/Development

___ No one appeared to support said Conditional Use/Development

X Individuals appeared to support said Conditional Use/Development

___ Individuals appeared without commitment, and

NOW, THEREFORE BE IT RESOLVED that the Seward County Board of Commissioners do hereby approve X or ___ deny the Development Permit and Conditional Use Permit for ATC Sequoia LLC dba American Towers Corporation to construct and operate a telecommunications tower in the Southwest 1/4 of, Section 9, Township 9N, Range 3E Seward County, Nebraska.

Moved by: Culver

Seconded by: Hain

April 2, 2024

Ayes: John K. Culver, Darrell J. Zabrocki, Ken Schmieding, Raegan Hain, Misty Ahmic, Chair of the Board

Attest: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Culver, Hain, Zabrocki, Schmieding, Ahmic

Motion Carried

The next item on the agenda to be discussed was the possibility of purchasing two solar electronic traffic signs. Jon Regnier, Highway Supt., gave information about programming the sign, batteries, amount of area for message, warranty, etc. The amount quoted was \$31,760 for both signs. Operating it through a modem would cost an additional \$1,200 per machine. It was suggested the cost could come out of American Rescue Plan Act (ARPA) funds.

Moved by Hain and seconded by Zabrocki to approve the Road Dept. request to purchase two electronic traffic signs in the amount of \$31,760 to be paid out of American Rescue Plan Act (ARPA) funds.

Affirmative Vote: Hain, Zabrocki, Schmieding, Culver, Ahmic

Motion Carried

The Commissioners also talked about a recycling scrap tire event. The question of costs needing to be paid prior to grant reimbursement was discussed.

Moved by Hain and seconded by Zabrocki that any incurred cost for the scrap tire event be paid out of the Inheritance Fund until the grant is reimbursed and then paid back to the Inheritance Fund.

Affirmative Vote: Hain, Zabrocki, Schmieding, Culver, Ahmic

Motion Carried

The Commissioners considered two right of way permits.

Moved by Zabrocki and seconded by Hain to approve the right of way permit for Yoder Direction Drilling between Sections 28 & 29 and 20 & 21 in Township 12 North Range 2 East of the 6th p.m. and for Windstream Nebraska LLC to replace a Service Drop in the SW ¼ SW ¼ of Section 35 Township 10 North Range 4 East of the 6th p.m.

Affirmative Vote: Zabrocki, Hain, Culver, Schmieding, Ahmic

Motion Carried

The Commissioners discussed purchasing Yubikeys for two-factor email security. An official's email had recently been hacked and additional security is being considered. The cost is \$50 per key and the item will be put back on the agenda in the near future.

Brandy Hafer, Public Transit Director, came before the Board with a suggestion of changing fares for her department. Discussion of transporting school students and others were discussed.

Sheriff Mike Vance and Blake Swicord of the Sheriff's Office were present to ask if the Sheriff's credit card limit could be increased to purchase flights and hotels for a training in Los Angeles.

Moved by Culver and seconded by Schmieding to approve the request to increase the two credit cards limit to \$10,000 each through August 31, 2024.

Affirmative Vote: Culver, Schmieding, Zabrocki, Hain, Ahmic Motion Carried

They also stated that a \$10,000 petty cash fund the Sheriff has is not in compliance with Homeland Security. The petty cash was used to pay for informant's information. They are requesting that the petty cash amount now be put in a sinking fund for the Sheriff's Dept.

Moved by Culver and seconded by Zabrocki to approve the request to move \$10,000 cash from the Informant Petty Cash Fund and be placed in the Sheriff's Sinking Fund.

Affirmative Vote: Culver, Zabrocki, Schmieding, Hain, Ahmic Motion Carried

Matt Wullenwaber of Mid-American Benefits was present to give information for the renewal of the Seward County Health Fund.

Moved by Zabrocki and seconded by Hain that Seward County accept the renewal as presented with Mid-American benefits for Seward County at 1% increase with US Benefits and American National Texas.

Affirmative Vote: Zabrocki, Hain, Culver, Schmieding Ahmic

Moved by Hain and seconded by Zabrocki to recess until 12:45 p.m.

Affirmative Vote: Hain, Zabrocki, Schmieding, Culver, Ahmic Motion Carried

The Commissioners re-convened at 12:47 p.m.

Moved by Hain and seconded by Zabrocki to go into Executive Session at 12:47 p.m. for pending litigation.

Affirmative Vote: Hain, Zabrocki, Culver, Schmieding, Ahmic Motion Carried

The Chairman reiterated that the Executive Session was for pending litigation.

Moved by Zabrocki and seconded by Culver to go out of Executive Session at 1:53 pm

Affirmative Vote: Zabrocki, Culver, Hain, Schmieding, Ahmic Motion Carried

The Chairman stated that no action was taken while in Executive Session.

Moved by Hain and seconded by Culver to authorize the Board to sign a letter of support for Community Projects Fund Grant Application for the City of Milford.

Affirmative Vote: Hain, Culver, Schmieding, Zabrocki, Ahmic Motion Carried

During the Legislative Update item on the agenda, no new information about legislation was discussed.

During the Grant Funds item on the agenda, Commissioners Hain and Ahmic gave information about the Community Projects Fund (CPF) grants, Congressional Directed Spending (CDS) grants and Safe Street and Roads (SS4A) grants. It was stated that there were many letters of support received for the grants. A total of over \$4.5 million was requested through these grants.

Known items on the agenda for Board of Equalization on April 9, 2024 are as follows:

8:30 a.m.

1. Convene and announce Open Meetings Law
2. Pledge of Allegiance
3. Discuss/Action - Approve minutes of April 2, 2024
4. Discuss/Action – Tax List Corrections
 - a. 434-23R – David Williams
 - b. 435-24R – Mark Hesel
5. Discuss/Action – Assessor Information Update

8:35 a.m. Public Hearing – Permissive Exemption Applications
Discuss/Action - Consider Permissive Exemption Applications

Known items on the agenda for Board of Commissioners on April 9, 2024 are as follows:

9:00 a.m.

6. Convene and announce Open Meetings Law
7. Pledge of Allegiance
8. Discuss/Action - Approve minutes of April 2, 2024
9. Discuss/Action – Claims for the period through March 29, 2024

Other Business Matters to Address When Time Allows

10. Discuss/Action - Public/Officials/Boards
11. Commissioners Reports
12. Discuss/Action – Special Designated Liquor License – Seward County Libertarian Party for an event on June 1, 2024
13. Discuss/Action – Gworks Cancellation Fees for GIS Services for Road Dept., Clerk’s Office, and Zoning/Weed Dept.
14. Discuss/Action – Invoice for Secure Tech Systems for Panic Buttons
15. Discuss/Action – Legislative Update
16. Discuss/Action – Grant Funds being Sought by Seward County
17. Discuss/Action – Executive Session - Personnel
18. Discuss/Action – Agenda for April 16, 2024

9:15 a.m. Discuss/Action – Sharon Powell/Seward County Give Day – Request use of the Courthouse Lawn for Seward County Gives Event – Lunch on the Lawn on May 6, 2024 from 11-1 with additional time for set up and cleanup

9:30 a.m. Discuss/Action – Verle Wiemer – Seward County Courthouse Uplighting

Moved by Zabrocki and seconded by Culver to adjourn at 2:06 p.m.

Affirmative Vote: Zabrocki, Culver, Hain, Schmieding, Ahmic Motion Carried

State of Nebraska)
County of Seward) ss.

I, Sherry Schweitzer, the undersigned County Clerk of Seward 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 my official seal this 9th day of April 2024.

County Clerk

Chairperson