

Seward County Board of Commissioners

April 4, 2017

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 4, 2017 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 4, 2017 at 8:30 a.m.

Present:	Chairman:	Roger E. Glawatz
	Members:	John Culver, Whitney Fleischman, Eugene Gausman, Diana Garske
	County Clerk:	Sherry Schweitzer

The Chairman 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 present during the monthly meeting with the Commissioners were Barb Liska, Susan Blumenberg, Bob Dahms, Shelley Stitt, Gary Petersen, Kathy Ruzicka, Jacque Stewart, Marilyn Hladky, Michaela Tuttle, Sherry Schweitzer, Maria Hatfield, Joe Yocum, Georgia Stockley, Jeff Baker, Nikki Tegtmeier, Wendy Elston, Lory Pasold and Mike Janssen.

Jonathan Jank, Executive Director of the Seward County Chamber Development and Partnership updated the Commissioners on the activities of his organization.

Chairman Glawatz led discussion on the salary changes for 2017-2018. He stated that a committee consisting of himself, Commissioner Garske, Elston and Tuttle met to discuss the changes for the upcoming budget year. Commissioner Garske said they recommended using the current step and grade plan that has two percent between steps. Chairman Glawatz said a new salary study will be completed in the next year. He stated that two percent would be the amount to use when figuring budgets. Tuttle asked about cost of living in addition to the two percent, which resulted in the board indicating there would not be one. The board reiterated that officials should use two percent for staff salaries in figuring this year's budget.

Jeff Baker, Public Transit Director, presented a proclamation for Public Transit for the Commissioners' consideration.

Moved by Fleischman and seconded by Gausman to sign the proclamation declaring Public Transit Week April 9-15, 2017.

Affirmative Vote: Fleischman, Gausman, Culver, Garske, Glawatz Motion Carried

Maria Hatfield, Detention Center Director, presented an Amendment for the Food Service Contract at the Justice Center for the Commissioners' consideration.

Moved by Fleischman and seconded by Culver to authorize chairman to sign Amendment #2 to the Food Service Contract with CBM Managed Services
Affirmative Vote: Fleischman, Culver, Garske, Gausman, Glawatz Motion Carried

Gerald Homp and Jason Berry of Bottle Rocket Brewery presented a special designated liquor license application for the Commissioners' consideration for a beer garden at the Big Blue Mile Shootout.

Commissioner Gausman said he had serious reservations about involving alcohol with racing. Homp replied that all liquor will stay within the fenced-in area of the beer garden. Sheriff Joe Yocum asked about security for the event and was assured by Homp and Berry that they would make sure there is enough.

Moved by Fleischman and seconded by Garske to approve the application for a Special Designated Liquor license for Bottle Rocket Brewery for an event on June 3, 2017 on Highway 76A near Cordova, NE.

Affirmative Vote: Fleischman, Garske, Culver, Glawatz

Voting No: Gausman

Motion Carried

Georgia Stockley, Interim Highway Superintendent presented several documents for the Commissioners' consideration.

Moved by Garske and seconded by Gausman to authorize chairman to sign a Proposal for Engineering Services from Speece Lewis Engineers for Project C-80(615) located between Section 34 Township 12 North Range 3 East of the 6th p.m. and Section 3 Township 11 North Range 3 East of the 6th p.m.

Affirmative Vote: Garske, Gausman, Fleischman, Culver, Glawatz Motion Carried

Moved by Gausman and seconded by Culver to authorize chairman to sign a Proposal for Engineering Services from Speece Lewis Engineers for Project C-80(617) located in Section 1 Township 9 North Range 3 East of the 6th p.m.

Affirmative Vote: Gausman, Culver, Fleischman, Garske, Glawatz Motion Carried

Moved by Fleischman and seconded by Garske to award the culvert bids as follows upon the recommendation of the Interim Highway Superintendent.

2-2/3" x 1/2" RIVETED

Size	Gage	<u>CONTECH</u>	<u>CONTECH</u>	<u>CONTECH</u>
		Price Per foot	Price 1' band	Price 2' band
18"	16	\$11.20	\$21.28	\$29.12
24"	16	\$14.20	\$26.98	\$36.92
30"	14	\$22.10	\$41.99	\$57.46
36"	14	\$26.10	\$49.59	\$67.86
42"	12	\$40.90	\$77.71	\$106.34
48"	12	\$46.60	\$88.54	\$121.16
54"	12	\$52.40	\$99.56	\$136.24
60"	10	\$71.90	\$136.61	\$186.94
72"	10	\$84.70	\$160.93	\$220.22

21x15	16	\$11.95	\$22.71	\$31.07
28x20	16	\$14.95	\$28.41	\$38.87
35x24	14	\$23.30	\$44.27	\$60.58
42x29	14	\$27.50	\$52.25	\$71.50
49x33	12	\$42.20	\$80.75	\$110.50
57x58	12	\$49.00	\$93.10	\$127.40
64x43	12	\$55.20	\$104.88	\$143.52

71x47	10	\$75.80	\$144.02	\$197.08
83x57	8	\$96.70	\$183.73	\$251.42

2-2/3" x 1/2" HELICAL with recorrugated ends

Size	Gage	<u>CONTECH</u>	<u>CONTECH</u>	<u>CONTECH</u>
		Price Per foot	Price 1' band	Price 2' band
18"	16	\$10.10	\$19.19	\$26.26
24"	16	\$12.80	\$24.32	\$33.28
30"	14	\$21.10	\$40.09	\$54.86
36"	14	\$24.10	\$45.79	\$62.66
42"	12	\$37.60	\$71.44	\$97.76
48"	12	\$42.90	\$81.51	\$111.54
54"	12	\$47.90	\$91.01	\$124.54
60"	10	\$66.90	\$127.11	\$173.95
72"	10	\$79.90	\$151.81	\$207.74

21x15	16	\$10.70	\$20.33	\$27.82
28x20	16	\$13.56	\$25.76	\$35.26
35x24	14	\$22.30	\$42.37	\$57.98
42x29	14	\$25.50	\$48.45	\$66.30
49x33	12	\$39.88	\$75.77	\$103.69
57x58	12	\$45.50	\$86.45	\$118.30
64x43	12	\$50.80	\$96.52	\$132.08
71x47	10	\$70.90	\$134.71	\$184.34
83x57	8	\$91.90	\$174.61	\$238.94

3" x 1" HELICAL with recorrugated ends

Size	Gage	<u>M.C.I.</u>	<u>M.C.I.</u>
		Price Per foot	Price 2' band
60"	14	\$52.50	\$105.00
72"	12	\$87.53	\$175.06
84"	12	\$101.89	\$203.78
96"	12	\$116.26	\$232.52
108"	10	\$166.49	\$332.98
120"	10	\$184.80	\$369.60

66x51	14	\$54.52	\$109.04
81x59	12	\$90.30	\$180.60
95x67	12	\$106.09	\$212.18
112x75	12	\$121.88	\$243.76
128x83	10	\$173.71	\$347.42
142x91	10	\$196.98	\$393.96

5" x 1" HELICAL with recorrugated ends

Size	Gage	<u>CONTECH</u>	<u>CONTECH</u>
		Price Per foot	Price 2' band
60"	14	\$45.75	\$118.95
60"	12	\$61.60	\$160.16
72"	12	\$73.70	\$191.62
72"	10	\$91.00	\$236.60
84"	12	\$85.70	\$222.82

84"	10	\$106.60	\$277.16
96"	12	\$98.20	\$255.32
96"	10	\$122.20	\$317.72
108"	10	\$139.00	\$361.40
108"	8	\$170.00	\$442.00
120"	10	\$155.00	\$403.00
120"	8	\$188.00	\$488.80

66x51	12	\$65.20	\$169.52
81x59	12	\$79.90	\$207.74
95x67	12	\$90.70	\$235.82
95x67	10	\$113.00	\$296.80
112x75	12	\$104.00	\$270.40
112x75	10	\$129.70	\$337.22
128x83	10	\$147.40	\$383.24
128x83	8	\$179.90	\$467.74
142x91	10	\$164.00	\$426.40
142x91	8	\$198.90	\$517.14

END SECTIONS

CONTECH

<u>Size</u>	<u>Gage</u>	<u>Price</u>
18"	16	\$74.00
24"	16	\$108.00
30"	14	\$198.00
36"	14	\$266.00
42"	12	\$520.00
48"	12	\$590.00
54"	12	\$745.00
60"	12	\$1,080.00
72"	12	\$1,320.00

21x15	16	\$67.00
28x20	16	\$106.00
35x24	14	\$168.00
42x29	14	\$244.00
49x33	12	\$392.00
57x58	12	\$580.00
64x43	12	\$710.00
71x47	12	\$820.00
83x57	12	\$1,290.00

Affirmative Vote: Fleischman, Garske, Gausman, Culver, Glawatz Motion Carried

Moved by Fleischman and seconded by Gausman to award rental rate bids as follows upon the recommendation of the Interim Highway Superintendent.

<u>EQUIPMENT</u>	<u>SPECIFICATIONS</u>	<u>MONTHLY RATE</u>	<u>WEEKLY RATE</u>	<u>MACHINE MODEL</u>
Scott Van Keppel				
Skid Steer Loader	50 HP; 1,700 lb Bucket Capacity	\$1,200.00	\$400.00	Volvo MC135C
Vibratory Roller	15,000 lb; 100 HP Pad Foot; 60" Drum w/Blade	\$2,800.00	\$950.00	Bomas BW177DH-3
Rubber Tired Loader	28,000 lb; 145 HP; 3.25 Cu Yd Bucket	\$3,750.00	\$1,200.00	Volvo L60H
Track Type Excavator	45,000 lb; 125 HP; 42" to 45" Bucket	\$3,750.00	\$1,250.00	Volvo EC160el

NMC RENTAL SERVICES				
Trencher	45 HP; 4 Wheel Drive w/Blade	\$2,475.00	\$825.00	RT45
Portable Air Compressor	150-175 CFM with 75' Air Hose	\$650.00	\$215.00	185
Rubber Tired Loader	36,000 lb; 170 HP; 4 Cu Yd Bucket	\$5,400.00	\$1,800.00	938M
Motor Grader	28,000 lb; 150 HP; 14' Blade	\$7,900.00	\$2,650.00	140M
Motor Grader	32,000 lb; 185 HP; 14' Blade	\$7,900.00	\$2,650.00	140M
Elevating Scraper	33,000 lb, 180 HP; 11 Cu Yd Capacity	\$10,415.00	\$3,500.00	613
Track Type Tractor	42,000 lb; 175 HP; Semi U Blade	\$7,800.00	\$2,600.00	D6
Material Handler	Rough Terrain; All Wheel Drive; 6,000 lb Capacity; 20' Reach Forks; 1.5 Cu Yd Bucket	\$2,050.00	\$700.00	TL642
Dirt Tamper	Air Operated	\$195.00	\$75.00	627
Twin Engine Scraper	22 cubic yd. Capacity	\$22,800.00	\$7,600.00	
Tree Chipper	PTO Drive or Self Contained unit	\$1,450.00	\$485.00	
Water Truck	3000 Gallon	\$4,400.00	\$1,475.00	4000 gal
Sheeps Foot	7" Spike Clearance, 20,000 lbs	\$5,800.00	\$1,950.00	CP56
Murphy Tractor				
Vibratory Roller	10,000 lb; 70 HP Pad Foot; 48" Drum w/Blade	\$2,750.00	\$920.00	HAMM-3205P/H5i
Tractor Loader Backhoe	15,000 lb; 75 HP; 1.25 Cu Yd Loader Bucket; 4 Wheel Drive; Extendable Stick	\$2,100.00	\$750.00	310SK - 310SL
Track Type Loader	31,000 lb; 120 HP; 2.25 Cu Yd Bucket	\$6,750.00	\$2,250.00	655K
Self Propelled Sweeper	7' Broom; 75 HP; Water Sprinkler System	\$2,000.00	\$675.00	Superior DT80J
Titan Rentals				
Track Type Excavator	36,000 lb; 95 HP; 30" to 36" Bucket	\$3,265.00	\$1,183.00	CX160B
Jack Hammer	Air Operated with Chisel and Spade Points	\$160.00	\$64.00	ATLAS 60#

Affirmative Vote: Fleischman, Gausman, Culver, Garske, Glawatz **Motion Carried**

Moved by Gausman and seconded by Culver to authorize the Road Department to employ a seasonal Sign Tech position.

Affirmative Vote: Gausman, Culver, Fleischman, Glawatz

Abstained: Garske for personal reasons

Motion Carried

Moved by Garske and seconded by Gausman for the Road Department to hire a full time temporary Administrative Assistant.

Affirmative Vote: Garske, Gausman, Culver, Fleischman, Glawatz **Motion Carried**

Moved by Garske and seconded by Fleischman to adopt Resolution No. 3300 in regard to authorizing the Chairman to sign a Renewal of Lease Agreement for a Caterpillar Mini Excavator from Nebraska Machinery Co.

**RESOLUTION NO. 3300 OF THE
SEWARD COUNTY BOARD OF COMMISSIONERS**

WHEREAS, Seward County (the "Governmental Entity"), a body politic and corporate duly organized and existing as a political subdivision, municipal corporation or similar public entity of the State of Nebraska (the "State"),

is authorized by the laws of the State to purchase, acquire and lease personal property for the benefit of the Governmental Entity and its inhabitants and to enter into contracts with respect thereto; and

WHEREAS, In order to acquire such equipment, the Governmental Entity proposes to enter into a lease-purchase transaction pursuant to that certain Governmental Equipment Lease-Purchase Agreement (the "Agreement") with Caterpillar Financial Services Corporation, the form of which has been presented to the governing body of the Governmental Entity at this meeting;

NOW THEREFORE, BE IT RESOLVED;

Section 1. Approval of Documents. The form, terms and provisions of the Agreement and all other schedules and exhibits attached thereto are hereby approved in substantially the form presented at this meeting, with such insertions, omissions and changes as shall be approved by counsel of the Governmental Entity or other members of the governing body of the Governmental Entity executing the same, the execution of such documents being conclusive evidence of such approval; and the persons holding the titles listed below or any other officer of the Governmental Entity who shall have the power to execute contracts on its behalf are hereby authorized and directed to execute, acknowledge, countersign and deliver the Agreement and all exhibits attached thereto, and the Secretary/Clerk of the Governmental Entity is hereby authorized to attest to the foregoing and affix the seal of the Governmental Entity to such documents.

Section 2. Other Actions Authorized. The officers and employees of the Governmental Entity shall take all action necessary or reasonably required by the parties to the Agreement to carry out, give effect to and consummate the transactions contemplated thereby and to take all action necessary in conformity therewith, including, without limitation, the execution and delivery of any closing and other documents required to be delivered in connection with the Agreement.

Section 3. No General Liability. Nothing contained in this Resolution, the Agreement, or any other instrument shall be construed with respect to the Governmental Entity as incurring a pecuniary liability or charge upon the general credit of the Governmental Entity or against its taxing power, nor shall the breach of any agreement contained in this Resolution, the Agreement, or any other instrument or document executed in connection therewith impose any pecuniary liability upon the Governmental Entity or any charge upon its general credit or against its taxing power, except to the extent that the payments payable under the Agreement are special limited obligations of the Governmental Entity as provided in the Agreement.

Section 4. Authorized Signatories. Following are the true names, correct titles and specimen signatures of the incumbent officers referred to in the foregoing resolution:

Motion by: Garske Seconded by: Fleischman
Ayes: Diana L. Garske, Whitney Fleischman, John K. Culver,
Eugene Gausman, Roger Glawatz, Chairman, Board of Commissioners
Dated: April 4, 2017 ATTEST: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Garske, Fleischman, Culver, Gausman, Glawatz Motion Carried

Casey Tiemann of the County Attorney's Office presented a grant document for the Commissioners' consideration.

Moved by Fleischman and seconded by Culver to authorize Chairman to sign Contingencies for Community Based Juvenile Services Grant-Enhancement.
Affirmative Vote: Fleischman, Culver, Garske, Gausman, Glawatz Motion Carried

Moved by Culver and seconded by Fleischman to approve the minutes of the March 28, 2017 meeting.
Affirmative Vote: Culver, Fleischman, Gausman, Garske, Glawatz Motion Carried

Moved by Fleischman and seconded by Culver to accept Sheriff Fee & Mileage Report for February 2017 in the amount of \$1,887.50 and \$911.79 respectively.
Affirmative Vote: Fleischman, Culver, Gausman, Garske, Glawatz Motion Carried

Mike Janssen, Superintendent of Buildings & Grounds presented information about landscaping at the Justice Center. He had acquired three quotes from area landscaping companies. Installing underground sprinklers along with the landscaping was discussed. Discussion was also held regarding the flag poles at the Justice Center.

Moved by Fleischman and seconded by Garske to approve the quote from Rumery Lawn and Landscaping in the amount of \$9,037.10 for landscaping at the Justice Center.
Affirmative Vote: Fleischman, Garske, Gausman, Culver, Glawatz Motion Carried

Dean Uhlenberg of Beckenhauer Construction, Inc. presented Change Requests for the Commissioners' consideration.

Moved by Fleischman and seconded by Gausman to approve Change Request #77-(RFI 262A) to delete retaining wall at the Radio Tower of the Justice Center.
Affirmative Vote: Fleischman, Gausman, Garske, Culver, Glawatz Motion Carried

Moved by Fleischman and seconded by Garske to approve Change Request #78-(PR 51) Changes to Pre-Trial Holding 171.
Affirmative Vote: Fleischman, Garske, Gausman, Culver, Glawatz Motion Carried

During the Justice Center Update item on the agenda, Commissioner Fleischman stated the Fire Marshal is coming April 25th. Commissioner Garske stated she met with Judge Stecker and others regarding the judges' benches. Chairman Glawatz stated the wood finish in the courtrooms looks very nice. Commissioner Garske said the flags from the current courtrooms are going to be used in the new courtrooms. Jacque Stewart, Clerk of the District Court, asked about the installation of an electrical plug-in the District Court area. Sheila Beins, County Court Clerk Magistrate stated they cannot move into the new Justice Center until the new furniture is installed. She said they need to know for certain when their new furniture will be installed so she can inform others as to when they will be moving. Beins stated that they need confirmation from the furniture companies by April 10th that the furniture will be installed by May 5th in order for them to move by May 8th.

Chairman Glawatz led discussion on the generator from the old jail. Questions arose about the current storage of the generator, whether it was purchased from a grant that has restrictions on selling it, etc. Gary Petersen, the Emergency Manager, will be contacted in regards to this.

Commissioner Reports:

Commissioner Culver reported he attended a safety committee meeting, an E911 committee meeting and worked on appointed official evaluations.

Commissioner Fleischman reported she worked on Justice Center items, attended a jail meeting, a quarterly officials meeting, a department heads meeting and worked on CASA items and various correspondences.

Commissioner Gausman reported he attended a personnel board meeting, a Four Corners Health Department Seminar in David City, a reception for a City of Seward Administrator finalist and checked roads.

Commissioner Garske reported she attended a jail meeting, a BRIDGES board meeting, a meeting with HR regarding the payroll time keeping system, visited with Goldberg Group Architects, met with the County and District Judges and dealt with various correspondences.

Commissioner Glawatz reported he attended the official's quarterly meeting, a Chautauqua event and dealt with various correspondences.

Known items on the agenda for Board of Equalization on April 11, 2017 are as follows:
8:30 a.m.

1. Convene and announce Open Meetings Law
2. Pledge of Allegiance
3. Discuss/Action - Approve Minutes of March 28, 2017
4. Discuss/Action - Assessor Information Update

Known items on the agenda for Board of Commissioners on April 11, 2017 are as follows:

9:00 a.m.

1. Convene and announce Open Meetings Law
2. Pledge of Allegiance
3. Discuss/Action - Approve minutes of April 4, 2017

Other Business Matters to Address When Time Allows

4. Discuss/Action – Public/Officials/Boards
 5. Commissioner's Reports
 6. Discuss/Action - Justice Center Update
- 9:45 a.m. Discuss/Action – Hearing – Seward County Roads Dept. 1 & 6 Year Road Program
- 10:00 a.m. Discuss/Action – Open bids for the Mowing of Abandoned Cemeteries

Moved by Fleischman and seconded by Gausman to adjourn at 11:13 a.m.
Affirmative Vote: Fleischman, Gausman, Culver, Garske, Glawatz 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 11th day of April 2017.

County Clerk

Chairman