

April 30, 2019

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 9:00 a.m. on April 30, 2019 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 Equalization 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 30, 2019 at 9:00 a.m.

Present: Chairperson: John Culver
Members: Mike Mundhenke, Bob Vrbka, Ken Schmieding,
Becky Paulsen
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.

Moved by Vrbka and seconded by Paulsen to approve the minutes of April 23, 2019.
Affirmative Vote: Vrbka, Paulsen, Schmieding, Mundhenke, Culver Motion Carried

Moved by Schmieding and seconded by Vrbka to approve the minutes of April 26, 2019.
Affirmative Vote: Schmieding, Vrbka, Paulsen, Culver
Abstain: Mundhenke as he was not in attendance at said meeting Motion Carried

Casey Keim, Highway Supt., reported there were less than 30 roads closed in the county yet because of the flooding. He also reported that he is meeting with the agencies that deal with the flooding.

Brea Ehmen, HR Director, reported that the salary committee has completed visiting with the various offices in regard to the salary study and will be finishing their task soon.

Becky Paulsen, Weed/Zoning Administrator, reported that she is busy with new Zoning Requests.

Commissioners Reports:

Commissioner Mundhenke reported he checked on roads.

Commissioner Vrbka reported he also checked on roads and attended the Kiwanis Ag Banquet.

Commissioner Culver reported he met with some Dept. Heads, stopped by the shop near Milford that was damaged by the flooding, attended the Planning & Zoning Meeting, worked on various correspondences, and checked on roads.

Commissioner Schmieding reported he attended some Arbor Day events and attended the Kiwanis Ag Banquet.

Commissioner Paulsen reported she attended a BRIDGES meeting and a Hazard Mitigation Meeting.

Keim brought a lease agreement for a Mini-Excavator forward for the Commissioners consideration.

Moved by Vrbka and seconded by Paulsen to adopt Resolution No. 3443 which authorizes the Chairman to sign the lease Agreement for Caterpillar for a Mini-Excavator.

**RESOLUTION NO. 3443 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 Plains Equipment Group, 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:

Ayes: Robert Vrbka, Becky Paulsen, Michael Mundhenke, Ken Schmieding, John K. Culver, Chair of the Board Attest: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Vrbka, Paulsen, Mundhenke, Schmieding, Culver Motion Carried

The Commissioners discussed checking the abandoned cemeteries. Each Commissioner picked a few cemeteries to check throughout the summer.

Commissioners Paulsen removed herself from the Board at 9:29 a.m.

Becky Paulsen, Weed/Zoning Administrator, brought 3 short form plats for the Commissioners consideration.

Moved by Vrbka and seconded by Schmieding to adopt Resolution No. 3444 in regard to approving Alvin's Pond Addition Short Form Plat in Precinct K in the N 1/2 NE 1/4 of Section 30, Township 10 North, Range 2 East of the 6th p.m.

RESOLUTION NO. 3444 OF THE

SEWARD COUNTY BOARD OF COMMISSIONERS

WHEREAS, James Luebbe (Trustee) has applied for a Short Form Plat Subdivision, and described as a tract of land in the North 1/2 of the North East 1/4 of, Section 30, Township 10N, Range 2E, Seward County, Nebraska, and

WHEREAS, the subdivision shall be called ALVIN'S POND SUBDIVISION SHORT FORM PLAT, and

WHEREAS, The Seward County Planning Commission held a meeting on April 29th, 2019 to consider the Short Form Plat, and

WHEREAS, the Planning Commission recommended approval of the

ALVIN'S POND SUBDIVISION Short Form Plat with a vote of 6 For, 0 against, and 2 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 x , Deny the ALVIN'S POND SUBDIVISION Short Form Plat with Resolution NO: 3444 .

Paulsen was removed from the Board at the time this Resolution was passed.

Moved by: Vrbka Seconded by: Schmieding 04/30/2019

Ayes: Robert Vrbka, Ken Schmieding, Michael Mundhenke, John Culver, Chair of the Board Attest: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Vrbka, Schmieding, Mundhenke, Culver Motion Carried

Moved by Vrbka and seconded by Schmieding to adopt Resolution No. 3445 to approve the short form plat named Dickinson Addition in Precinct F in the SW 1/4 SW 1/4 of Section 23, Township 11 North, Range 2 East of the 6th p.m.

RESOLUTION NO. 3445 OF THE

SEWARD COUNTY BOARD OF COMMISSIONERS

WHEREAS, Douglass and Sharon Dickinson own 36.59 acres and have applied for a Short Form Plat Subdivision, and described as a tract of land in the South West 1/4 of the South West 1/4 of, Section 23, Township 11N, Range 2E, Seward County, Nebraska, and

WHEREAS, the subdivision shall be called DICKINSON ADDITION SHORT FORM PLAT, and

WHEREAS, The Seward County Planning Commission held a meeting on April 29th, 2019 to consider the Short Form Plat, and

WHEREAS, the Planning Commission recommended approval of the DICKINSON ADDITION Short Form Plat with a vote of 6 For, 0 against, and 2 Absent and Not Voting, and

WHEREAS, No one appeared to oppose the subdivision
 Individuals appeared to oppose the subdivision
 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 , Deny the DICKINSON ADDITION Short Form Plat with Resolution NO: 3445.

Paulsen was removed from the Board at the time this Resolution was passed.

Moved by: Vrbka Seconded by: Schmieding 04/30/2019
Ayes: Robert Vrbka, Ken Schmieding, Michael Mundhenke, John K. Culver, Chair of the Board
Attest: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Vrbka, Schmieding, Mundhenke, Culver Motion Carried

Moved by Mundhenke and seconded by Vrbka to adopt Resolution No. 3446 to approve the short form plat named Meinberg Addition in Precinct K in the NE ¼ SE ¼ of Section 10, Township 10 North, Range 2 East of the 6th p.m.

RESOLUTION NO. 3446

OF THE SEWARD COUNTY BOARD OF COMMISSIONERS

WHEREAS, Tim and Brenda Meinberg own 115.5 acres and have applied for a Short Form Plat Subdivision, and described as a tract of land in the North East 1/4 of the South East ¼ of, Section 10, Township 10N, Range 2E, Seward County, Nebraska, and

WHEREAS, the subdivision shall be called J & C MEINBERG ADDITION SHORT FORM PLAT, and

WHEREAS, The Seward County Planning Commission held a meeting on April 29th, 2019 to consider the Short Form Plat, and

WHEREAS, the Planning Commission recommended approval of the J & C MEINBERG ADDITION Short Form Plat with a vote of 6 For, 0 against, and 2 Absent and Not Voting, and

WHEREAS, No one appeared to oppose the subdivision
 Individuals appeared to oppose the subdivision
 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 , Deny the J & C MEINBERG ADDITION Short Form Plat with Resolution NO: 3446.

Paulsen was removed from the Board at the time this Resolution was passed.

Moved by: Mundhenke Seconded by: Vrbka 04/30/2019

Ayes: Michael Mundhenke, Robert Vrbka, Ken Schmieding, John K. Culver, Chair of the Board
Attest: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Mundhenke, Vrbka, Schmieding, Culver Motion Carried

Paulsen rejoined the Board at 9:39 a.m.

Moved by Vrbka and seconded by Paulsen to approve the Special Liquor Permit for JUNTO LLC for an event on May 17 & 18, 2019.

Affirmative Vote: Vrbka, Paulsen, Schmieding, Mundhenke, Culver Motion Carried

Moved by Paulsen and seconded by Schmieding to approve the Special Liquor Permit for JUNTO LLC for an event on May 25, 2019.

Affirmative Vote: Paulsen, Schmieding, Mundhenke, Vrbka, Culver Motion Carried

Moved by Vrbka and seconded by Mundhenke to approve the Special Liquor Permit for JUNTO LLC for an event on June 1, 2019.

Affirmative Vote: Vrbka, Mundhenke, Schmieding, Paulsen, Culver Motion Carried

Moved by Paulsen and seconded by Vrbka to approve the Special Liquor Permit for JUNTO LLC for an event on June 8, 2019.

Affirmative Vote: Paulsen, Vrbka, Mundhenke, Schmieding, Culver Motion Carried

Moved by Vrbka and seconded by Mundhenke to approve the Special Liquor Permit for JUNTO LLC for an event on June 9, 2019.

Affirmative Vote: Vrbka, Mundhenke, Paulsen, Schmieding, Culver Motion Carried

Moved by Mundhenke and seconded by Vrbka to approve the Special Liquor Permit for JUNTO LLC for an event on June 15, 2019.

Affirmative Vote: Mundhenke, Vrbka, Paulsen, Schmieding, Culver Motion Carried

Moved by Schmieding and seconded by Paulsen to approve the Special Liquor Permit for JUNTO LLC for an event on June 22, 2019.

Affirmative Vote: Schmieding, Paulsen, Vrbka, Mundhenke, Culver Motion Carried

Moved by Vrbka and seconded by Schmieding to approve the Special Liquor Permit for JUNTO LLC for an event on June 23, 2019.

Affirmative Vote: Vrbka, Schmieding, Mundhenke, Paulsen, Culver Motion Carried

Moved by Paulsen and seconded by Vrbka to approve the Special Liquor Permit for JUNTO LLC for an event on June 28, 2019.

Affirmative Vote: Paulsen, Vrbka, Schmieding, Mundhenke, Culver Motion Carried

Casey Tiemann of the Attorney's Office presented a Certification Form for a Grant for the Commissioners consideration.

Moved by Mundhenke and seconded by Vrbka to authorize the Chairman sign the EEOP Certification Form for 2018-2019 JAG Grant.

Affirmative Vote: Mundhenke, Vrbka, Schmieding, Paulsen, Culver Motion Carried

Moved by Paulsen and seconded by Mundhenke to approve the Special Liquor Permit for JUNTO LLC for an event on July 3, 2019.

Affirmative Vote: Paulsen, Mundhenke, Schmieding, Vrbka, Culver Motion Carried

Moved by Vrbka and seconded by Schmieding to approve the Special Liquor Permit for JUNTO LLC for an event on July 12, 2019.

Affirmative Vote: Vrbka, Schmieding, Mundhenke, Paulsen, Culver Motion Carried

Moved by Schmieding and seconded by Paulsen to approve the Special Liquor Permit for JUNTO LLC for an event on July 20, 2019.

Affirmative Vote: Schmieding, Paulsen, Mundhenke, Vrbka, Culver Motion Carried

Moved by Paulsen and seconded by Vrbka to approve the Special Liquor Permit for JUNTO LLC for an event on July 27, 2019.

Affirmative Vote: Paulsen, Vrbka, Mundhenke, Schmieding, Culver Motion Carried

Commissioners recessed at 9:50 a.m.
Commissioners re-convened at 10:00 a.m.

Ann Dobesh, Extension Agent, visited with the Board about remodeling the Extension Office Building (the West Wing) for a teaching Kitchen. They explored different options of where to put a kitchen since the present space is not viable due to computer and telephone wires, etc. in the immediate area. She mentioned that they have money left in the budget that would be able to be used for the remodel.

Moved by Paulsen and seconded by Schmieding to approve the remodeling of the Extension Office kitchen in the amount of up to \$20,000 with the cost to come out of the Extension Office 2018-2019 Budget.

Affirmative Vote: Paulsen, Schmieding, Mundhenke, Vrbka, Culver Motion Carried

Mike Janssen, Building and Grounds Supt., was present to discuss the Justice Center outside North Stairs. He stated the cement stairs broke up and were fixed last fall but the cement is breaking up again. He had received bids for repairs with cement using expansion joints or having steel steps made it. The Commissioners suggested some local vendors that could possibly make the steps at a lesser cost than the quote Janssen had received. He will contact them and report back.

Known items on the agenda for Board of Commissioners on May 7, 2019 are as follows:

8:30 a.m.

1. Convene and announce Open Meetings Law
2. Pledge of Allegiance
3. Discuss/Action - Public/Officials/Boards
4. Discuss/Action - Approve minutes of April 30, 2019

Other Business Matters to Address When Time Allows

5. Commissioners Reports
6. Discuss/Action – Agenda for May 14, 2019

9:00 a.m. Discuss/Action – IT Update

9:15 a.m. Hearing – Amend the Seward County 2018-2019 Budget
Res. – Amend the Seward County 2018-2019 Budget

9:30 a.m. Discuss/Action – Revised Res. – Name Nebraska Public Agency
Investment Trust as a Seward County Depository

9:45 a.m. Discuss/Action – Kelly Danielson/Waste Connections - Request to Expand
area for the collection of waste for the G & P Landfill

Moved by Mundhenke and seconded by Vrbka to adjourn at 10:36 a.m.

Affirmative Vote: Mundhenke, Vrbka, Schmieding, Paulsen, Culver 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 7th day of May 2019.

County Clerk

Chairperson