

# Seward County Board of Commissioners

## August 7, 2018

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 August 7, 2018 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 August 7, 2018 at 8:30 a.m.

Present:           Chairperson:           Roger E. Glawatz  
                  Members:                 John Culver, Whitney Fleischman, Eugene Gausman,  
                                                        Diana Garske  
                  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 present for their monthly meeting with the Commissioners were: Maria Hatfield, Kathy Ruzicka, Jeff Baker, Barb Liska, Marilyn Hladky & Sherry Schweitzer.

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

Moved by Culver and seconded by Garske to approve the minutes of July 27, 2018.

Affirmative Vote: Culver, Garske, Fleischman, Glawatz

Abstain: Fleischman, Gausman as they were not in attendance at said meeting

Motion Carried

Moved by Culver and seconded by Fleischman to approve the minutes of July 31, 2018.

Affirmative Vote: Culver, Fleischman, Garske, Glawatz

Abstain: Gausman as he was not in attendance at said meeting

Motion Carried

### **Commissioners Reports:**

Commissioner Culver reported he checked on road projects, met with the Treasurer's Office, Planning & Zoning Administrator and the Veteran's Office and worked on various correspondences.

Commissioner Fleischman reported she attended Beaver Days, worked with some constituents involving land acquisition, met with the Road Dept. and worked with various correspondences.

Commissioner Gausman reported he met with the Planning & Zoning Administrator and worked on various emails.

Commissioner Garske reported she spent a lot of time on the budget and dealt with various correspondences.

Commissioner Glawatz reported worked on various correspondences.

Moved by Fleischman and seconded by Culver to accept the resignation of Diana Garske  
Affirmative Vote: Fleischman, Culver, Gausman, Glawatz  
Abstain: Garske  
Motion Carried

Commissioner Glawatz thanked Commissioner Garske for her years of service.

Moved by Fleischman and seconded by Culver to accept County Clerk fee report for July 2018 in the amount of \$25,304.01.  
Affirmative Vote: Fleischman, Culver, Garske, Gausman, Glawatz  
Motion Carried

Moved by Garske and seconded by Culver to authorize the Chairperson sign the Surplus Property Disposal Sheet from the Detention Center.  
Affirmative Vote: Garske, Culver, Gausman, Fleischman, Glawatz  
Motion Carried

Commissioner Culver led discussion on the Commissioner Room remodel item on the agenda and reported that the person making the Commissioners table extensions is busy and has not completed the work yet.

Moved by Fleischman and seconded by Gausman to go into Executive Session to discuss personnel at 8:48 a.m. it being necessary to protect the reputation of the individual(s).  
Affirmative Vote: Fleischman, Gausman, Culver, Garske, Glawatz  
Motion Carried

The Chairperson stated the Executive Session is for Personnel.

Moved by Culver and seconded by Gausman to go out of Executive Session at 9:08 a.m.  
Affirmative Vote: Culver, Gausman, Garske, Fleischman, Glawatz  
Motion Carried

The Chairperson stated that the Executive Session was for personnel and no action was taken.

Jeff Baker, Veteran's Service Officer and Public Transit Director brought 2 documents for the Commissioners consideration

Moved by Garske and seconded by Fleischman to authorize the Chairperson sign an Agreement with the NE Dept. of Transportation for Project # RPT-C801(219) CN 13078M DUNS # 967427357 FY 19 Operating Public Transit Funds.  
Affirmative Vote: Garske, Fleischman, Gausman, Culver, Glawatz  
Motion Carried

Moved by Fleischman and seconded by Garske to adopt Resolution No. 3390 in regard to establish a Petty Cash Fund for Public Transit for credit/debit card transactions.

**RESOLUTION No. 3390 OF THE  
SEWARD COUNTY BOARD OF COMMISSIONERS**

WHEREAS, THE Seward County Public Transit Program wishes to begin accepting payments in the form of electronic payments and payments by credit/debit cards. In order to accept said payment options, it is necessary that \$25.00 be deposited in a bank account as the minimum amount to maintain a bank account for the purpose of accepting electronic payments and payments by credit/debit cards.

NOW THEREFORE, BE IT RESOLVED: that the Seward County Board of

Commissioners hereby establishes a petty cash fund balance in the amount of \$ 25.00 for the Seward County Public Transit Program. Said Petty Cash Fund is to be maintained by the Seward County Public Transit Program in the form of a checking account with a FDIC approved bank.

MOTION BY: Fleischman                      SECONDED BY: Garske  
AYES: Whitney Fleischman, Diana L. Garske, John K. Culver, Eugene Gausman, Roger  
Glawatz, Chairperson, Board of Commissioners  
ATTEST: Sherry Schweitzer, Seward County Clerk                      8/7/2018

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

Tom Nielsen of Soarin' was present to update the Commissioners on the IT work for Seward County.

Bob Dahms presented several documents for the Commissioners consideration.

Moved by Culver and seconded by Gausman to accept the Treasurer's Affidavit as to the accuracy of the List of Assessment Real Estate Errors as per St. Statute 77-1742.  
Affirmative Vote: Culver, Gausman, Garske, Fleischman, Glawatz    Motion Carried

Moved by Fleischman and seconded by Culver to accept the County Treasurer's Corrected Unpaid Distress Warrant Report.  
Affirmative Vote: Fleischman, Culver, Gausman, Garske, Glawatz    Motion Carried

Moved by Fleischman and seconded by Garske to adopt Resolution No. 3391 in regard to allowing Jones National Bank & Trust to withdraw pledged securities.

**RESOLUTION No. 3391 OF THE  
SEWARD COUNTY BOARD OF COMMISSIONERS**

WHEREAS, the Jones National Bank and Trust Co. desires to withdraw the following pledged security: Gage County School Dist. #34 general obligation bond in the amount of 195,000.00 Whereas: the remaining securities held by Jones would more than cover Seward County deposits.

Therefore, let it be resolved, the above withdrawal is approved by this County Board.  
Moved by: Fleischman                      Seconded by: Garske  
Ayes: Whitney Fleischman, Diana L. Garske, John K. Culver, Eugene Gausman, Roger  
E. Glawatz, Chair of the Board  
Adopted 8/7/2018    Sherry Schweitzer, Seward County Clerk

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

Megan Kahler of the Seward County Chamber was present for 2 items on the agenda.

Moved by Fleischman and seconded by Garske to approve the Designated Liquor License for the Seward County Chamber Development & Partnership for an event on September 15, 2018.  
Affirmative Vote: Fleischman, Garske, Gausman, Culver, Glawatz    Motion Carried

Moved by Garske and seconded by Fleischman to allow the following Christmas activities on the Courthouse lawn:

Happening on Saturday, November 24, 2018:

- Live Reindeer on the lawn
- Holding the fruitcake toss on the lawn
- Lighting the Christmas tree to the north side of the Courthouse
- Bathroom access to the Public Bathroom in the Courthouse.

Happening 11/19/18 – 11/22/18

Santa House to be on the North Side of the Courthouse throughout the holiday season

Happening 11/1/18 – 11/22/18

Putting up fending/decoration around the Christmas tree to the north side of the courthouse

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

Wendy Elston, County Attorney and Jacque Stewart, Clerk of the District Court brought reports in regard to child support for the Commissioners consideration.

Moved by Fleischman and seconded by Garske to authorize the County Attorney to provide electronic signature to enter into a contract for Child Support Services Sub-Award with DHHS from October 1, 2018 – Sept. 30, 2019.

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

Moved by Fleischman and seconded by Garske to authorize the Clerk of the District Court to provide electronic signature to enter into a contract for Child Support Services Sub-Award with DHHS from October 1, 2018 – Sept. 30, 2019.

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

Moved by Fleischman and seconded by Culver to authorize the Chairperson sign the Equitable Sharing Agreement and Certification for the Seward County Attorney Federal Forfeiture Funds for Fiscal Year ending 6/30/2018.

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

The Commissioners recessed at 9:55 a.m.

The Commissioners reconvened at 10:00 a.m.

Becky Paulsen, Seward County Weed/Zoning Administrator brought a short form plat for the Commissioners consideration.

Moved by Garske and seconded by Culver to adopt Resolution No. 3392 in regard to approving the short form plat to create the Indian Creek Subdivision in the S ½ NW ¼ of Precinct M, Section 29, Township 12 North, Range 2 East of the 6th p.m.

**RESOLUTION No. 3392 OF THE  
SEWARD COUNTY BOARD OF COMMISSIONERS**

WHEREAS, Monica Cast, owns 80 acres of land and has applied for a Short Form Plat Subdivision, and described as a tract of land in the West 1/2 of the South West 1/4 of, Section 3, Township 9N, Range 1E, Precinct A, Seward County, Nebraska, and  
WHEREAS, The subdivision shall be called INDIAN CREEK SUBDIVISION SHORT FORM PLAT, and

WHEREAS, The Seward County Planning Commission held a meeting on July 23rd, 2018 to consider the Short Form Plat, and

WHEREAS, the Planning Commission recommended Approval of the INDIAN CREEK SUBDIVISION Short Form Plat with a vote of 6 For, 0 against, and 1 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 INDIAN CREEK SUBDIVISION Short Form Plat with Resolution NO: 3392 MOTION BY: Garske SECONDED BY: Culver

ROLL CALL: Ayes: Diana L. Garske, John K. Culver, Whitney Fleischman, Eugene Gausman, Roger E. Glawatz, Chairman, Board of Commissioners

August 7, 2018 ATTEST: Sherry Schweitzer, Seward County Clerk

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

Garske reported for Tina Marroquin, Public Defender concerning her budget.

Kim Payne, Office Manager and Jeff Fleischman, Shop Foreman for the Road Dept. were present for a right of way request application.

Moved by Fleischman and seconded by Culver to approve the right of way request for Northeast Nebraska Telephone Company in the NW ¼ of Section 32 and the W ½ of Section 29 all in Township 12 North, Range 2 East of the 6th p.m.

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

Tim Farmer and Kurt Schmidt of Speece Lewis were present to discuss the Sunrise Road Project. They stated presently the project is behind schedule and is already in the penalty phase. Farmer stated the steel sub-contractor has requested payment for the steel that is stockpiled at the location. Joe Dalton, Deputy County Attorney recommended not paying the sub-contractor. Farmer stated that when the project finally gets going, a payment can be made, taking the penalty phase into consideration and the amount of work done. The Commissioners decided to take Dalton's recommendation and not pay the sub-contractor.

The Commissioners recessed at 10:25

The Commissioners reconvened at 10:35 a.m.

The Commissioners discussed budgets.

Known items on the agenda for Board of Equalization on August 14, 2018 are as follows:

8:30 a.m.

1. Convene and announce Open Meetings Law
2. Pledge of Allegiance
3. Discuss/Action - Approve minutes of July 24, 2018
4. Discuss/Action – Tax List Correction 160-17P
5. Assessor Information Update

Known items on the agenda for Board of Commissioners on August 14, 2018 are as follows:

9:00 a.m.

1. Convene and announce Open Meetings Law
2. Pledge of Allegiance
3. Discuss/Action - Approve minutes of August 7, 2018
4. Discuss/Action – Special Claims

#### **Other Business Matters to Address When Time Allows**

1. Discuss/Action – Public/Officials/Boards
2. Commissioner's Reports
3. Discuss/Action - Commissioner Room Remodel
4. Discuss/Action - Budget Discussion

9:15 a.m. Discuss/Action – Dave Merrill & CJ Johnson/Region V Systems & Services – Annual Report

Moved by Fleischman and seconded by Garske to adjourn at 12:32 p.m.

Affirmative Vote: Fleischman, Garske, Gausman, Culver, 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 14<sup>th</sup> day of August 2018.

\_\_\_\_\_  
County Clerk

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Chairperson