

August 16, 2022

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 August 16, 2022 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 16, 2022 at 9:00 a.m.

Present: Chairperson: John Culver

Members: Misty Ahmic, Bob Vrbka, 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.

Moved by Vrbka and seconded by Zabrocki to approve the minutes of August 9, 2022.

Affirmative Vote: Vrbka, Zabrocki, Ahmic, Culver

Abstain: Schmieding as he was not at said meeting.

Motion Carried

Moved by Zabrocki and seconded by Schmieding to approve the claims through the period of August 5, 2022.

SEWARD COUNTY CLAIMS THROUGH AUGUST 5, 2022

ACCURATE CONTROLS	SU	\$3,712.72	SUMMIT FOOD SERVICE	SE	\$2,726.66
ADVANCED CORR HLTHCR	SE	\$4,385.73	THOMSON REUTERS-WEST	SE	\$714.55
ADVANCED OFFICE AUTOM	EQ	\$180.57	TWIN RIVERS HLTH CR	SE	\$45.00
ALL COPY PRODUCTS	SU	\$39.71	VERIZON CONNECT NWF	EQ	\$89.95
AMAZON CAPITAL SERV	SU	\$632.68	VERIZON WIRELESS SERV	UT	\$2,603.78
AMERITAS LIFE INS	FE	\$19,121.42	VISA	FE	\$919.59
BERN'S BODY SHOP	SE	\$250.00	WELLS FARGO FIN LEAS	FE	\$198.15
BLACK HILLS ENERGY	UT	\$707.99	WINDSTREAM	UT	\$6,741.48
BOB BARKER CO	SE	\$100.98	WYTHERS LAW	SE	\$676.50
BROTHERS EQUIP	EQ	\$217.72	ZABKA PERDUE FUNERAL	SE	\$3,470.00
CEDARS	SE	\$168.00	KENNETH PANKOKE	SE	\$467.91
CITY OF SEWARD	UT	\$14,087.81	BLUE RIVER TRANSMISSIONS	SE	\$1,082.79
CLERK OF DIST COURT	SE	\$324.00	DALE JOHNSON ENT	SU	\$25,562.71
JERRY CLINCH	SE	\$827.50	FASTENAL CO	SU	\$47.81
CONSOLIDATED MGMT CO	SE	\$26.22	HYDRAULIC EQUIPMENT	SE	\$26.62
CORI J STAVA	SE	\$264.60	MEDICAL ENTERPRISES	SU	\$140.00
JACK DANIEL	SE	\$19.36	MIDWEST AUTO PARTS	SU	\$290.21
EAKES OFFICE PLUS	SU	\$832.52	NE EQUIPMENT	EQ	\$76.33
EQUIFAX WORKFORCE/TALX	SE	\$40.99	NE PUB POW DIST	UT	\$52.90
FARMERS COOPERATIVE	SU	\$3,631.94	NEXTLINK AIS	UT	\$74.99
GRAHAM TIRE LINCOLN	SE	\$608.00	NMC, INC	SE	\$798.48
HERPOLSHAIMERS INC	SE	\$387.92	PAC N SAVE	SU	\$716.92
HOBSON AUTO AND TIRE	SE	\$28.00	PENNER'S TIRE	SE	\$117.65
HOMETOWN LEASING	SE	\$410.35	POWERPLAN	EQ	\$8,704.00
INDOFF INC	SU	\$111.93	RDO TRUCK CENTERS	EQ	\$5,438.68
JOHN DEERE FINANCIAL	EQ	\$67.00	ROCKMOUNT RESEARCH	EQ	\$608.26
JONES AUTOMOTIVE	FE	\$6,773.47	UTICA PARTS	SU	\$8.99
JONES BANK	SE	\$501.73	VILLAGE OF GARLAND	UT	\$139.49
JONES BANK (FICA)	FE	\$19,416.72	VILLAGE OF UTICA	UT	\$53.36
DAVID KIMBLE	SE	\$288.00	MEYER AUTOMOTIVE	EQ	\$1,100.00

KONICA MINOLTA PREM FIN	SE	\$131.48	TRITECH SOFTWARE SYS	EQ	\$4,500.11
RYAN KRENK	SE	\$15.74	CHAPTERS BOOKS	SU	\$76.72
LANCASTER CO SHERIFF	SE	\$18.66	FLAGSHIP PUBLISHING	SE	\$213.75
STEPHANIE LUEBBE	SE	\$5.63	GFWC WOMAN'S CLUB	FE	\$159.00
SUE MEDINGER	SE	\$4.38	KOLTERMAN, CLARK	SE	\$145.96
MID AMERICAN BENEFITS	FE	\$119.00	NE NATL GUARD MUSEUM	FE	\$155.00
MIDWEST SPECIAL SERV	SE	\$506.90	SEWARD CO AG SOCIETY	FE	\$210.00
MIPS INC	SE	\$2,329.68	SPORTS EXPRESS	SU	\$252.00
MOTOROLA	EQ	\$300.00	SEWARD CO HLTH CLM FND	FE	\$18,036.09
NE ASSN OF CO OFFICIALS	FE	\$450.00	MILFORD AGING SERV	SE	\$161.70
NEBRASKA SHERIFFS ASSOC	FE	\$260.00	NE ASSN OF SENIOR CENTERS	FE	\$90.00
NEBRASKA.GOV	FE	\$26.50	SEWARD AGING SERV	SE	\$392.00
DALE NIEMANN	SE	\$12.10	UTICA AGING SERV	SE	\$173.60
ONESOURCE	SU	\$257.00	AWARDS UNLIMITED	SU	\$46.20
OREILLY AUTOMOTIVE	SE	\$6.49	JOE CECONI'S CHRYSLER	EQ	\$87,350.00
OWENS EDUCATIONAL SERV	SE	\$992.00	JOHN JONES AUTO GROUP	EQ	\$57,827.00
PAPER TIGER SHREDDING	SE	\$361.88	LANDAUER	SU	\$961.10
SCOTT PEKAREK	SE	\$13.32	TRANSUNION RISK	FE	\$400.00
PEREZ INTERPRETING	SE	\$500.00	VIGILNET	SE	\$215.45
PETTY CASH FUND	FE	\$28.75	MOTIVATE 2 COMMUNICATE	SE	\$150.00
CA MARKETING, INC	SE	\$131.66	NIXLE	SE	\$2,394.75
POLLACK AND BALL	SE	\$703.00	MIDLANDS CONTRACTING	SE	\$330,046.75
POTTER REPAIR	SE	\$182.58	NEMAHA CO SHERIFFS OFFICE	FE	\$199.47
QUADIANT LEASING USA	FE	\$81.98	ENCARTELE	SE	\$3,073.96
RUMERY LAWN	SE	\$18.28	SALARIES		\$279,264.58
BRENT SCHLUCKEBIER	SE	\$3.64	GROSS SALARIES INCLUDE DEDUCTIONS TO:		
SEWARD CO COURT	SE	\$992.00	COLONIAL SUPPLEMENTAL INSURANCE		
SEWARD CO INDEPENDENT	SE	\$2,244.82	MID AMERICAN CO WISCONSIN		
SEW CO SHERIFF UNCOLL FEES	FE	\$186.00	DELTA DENTAL		
SEWARD LUMBER	SU	\$6.64	VSP VISION		
SOARIN GROUP	SE	\$6,446.75	WADDELL & REED		

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

Commissioners Reports:

Commissioner Ahmic reported she attended the Veterans Service Committee meeting, worked with a University of Nebraska representative, worked on a possible grant, attended a Seward County Chamber & Development Partnership (SCCDP) meeting, and a Planning Commission meeting.

Commissioner Vrbka reported he was asked several questions about roads.

Commissioner Culver reported he checked roads, received emails, resolved an issue about a 911 sign, went to a Planning and Zoning meeting and a Blue Valley Community Action meeting.

Commissioner Schmieding reported he has a Visitors meeting this afternoon and reported that the SENDD and Region V meeting will be next week. He also attended the fair last week and received one road complaint.

Commissioner Zabrocki reported he received a call from a constituent and spent some time with an official, spoke at the Sheriff's Staff meeting about safety issues and will attend a NIRMA Retreat later in the week.

Moved by Vrbka and seconded by Zabrocki to accept the Zoning Dept. Fee Report for June 2022 in the amount of \$1,650.00

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

Moved by Ahmic and seconded by Schmieding to accept the Zoning Dept. Fee Report for July 2022 in the amount of \$4,350.00.

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

The Commissioners discussed office space on the 3rd Floor for the Court Appointed Special Advocate (CASA) organization. Previously, CASA had asked if their organization could use a 3rd floor for offices temporarily since her office was damaged by the June hailstorm. After some discussion, Marci Fehlhafer, Director of CASA, asked if she could

permanently be housed in the courthouse. After viewing the vacant area on the 3rd floor, she would like to use the area in the Southeast corner.

Moved by Ahmic and seconded by Zabrocki to approve the use of the SE corner of the 3rd floor of the courthouse for the CASA organization.

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

Terry Wicht, Highway Supt., was present to give the Commissioners information about the Utility Box Bid that was opened last week. He said only one bid was received and he recommended accepting it.

Moved by Ahmic and seconded by Zabrocki to award the bid for the Utility Box to Aspen Equipment in the amount of \$188,295.00

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

Moved by Vrbka and seconded by Schmieding to adopt Resolution No. 3702 in regard to approving pooled accounts for investments of the Seward County Treasurer.

**Resolution No. 3702 of the
Seward County board of Commissioners**

WHEREAS, Seward County has had designated investments for a matter of years which earned interest accruing to each designated fund. This was called the "pooled account."

WHEREAS, this County Board has approved the pooled account in the past.

THEREFORE, this County Board recommends the pooled account consisting of Seward Middle School bond fund, Seward Rural Fire sinking fund, Seward Airport bond fund, City of Milford debt service fund, City of Seward debt service funds, and the Centennial School bond fund continue as designated investments within the pooled account.

Moved by: Vrbka Seconded by: Schmieding 08/16/2022
Ayes: Robert Vrbka, Misty Ahmic, Darrell J. Zabrocki, Ken Schmieding,
John K. Culver, Chair of the Board
Attest: Sherry Schweitzer, Seward County Clerk

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

Moved by Ahmic and seconded by Zabrocki to adopt Resolution No. 3703 in regard to setting the levy authority for the Misc. Districts of Seward County.

**RESOLUTION # 3703 OF THE
SEWARD COUNTY BOARD OF COMMISSIONERS**

WHEREAS, Pursuant to State Statute § 77-3443, each County Board shall adopt a Resolution by a majority vote of members present which determines a final allocation of levy authority to its political subdivisions, AND,

WHEREAS, political subdivisions as defined in § 77-3443 (1)(a) as "all political subdivisions other than school districts, community colleges, natural resource districts, educational service units, cities, villages, counties, municipal counties, rural and suburban fire protection districts that have levy authority pursuant to subsection (10) of section 77-3442, and sanitary and improvement districts", AND,

Maria Hatfield, Detention Center Director, was present to discuss the insurance offer for two Detention Center vehicles damaged in the June hailstorm. She stated the vehicles were purchased rather cheaply and suggested keeping the vehicles because both vehicles run well. Also, one vehicle is outfitted with a cage for prisoner transport. Because the insurance company determined the vehicle was a total loss, they would only insure it with liability if we do choose to keep it. Zabrocki suggested keeping one van used for transports and finding out if our insurance company would re-consider totaling the other vehicle out.

Sheriff Mike Vance was present to discuss the 2022 Jail and Sheriff budgets.

The Commissioners recessed at 11:17 a.m.
The Commissioners re-convened at 11:21 a.m.

The Commissioners discussed the use of county owned vehicles. Commissioner Zabrocki led discussion and asked Sheriff Vance about three vehicles, specifically two Jeeps and one Chevy Cruz. He asked Sheriff Vance where they are garaged at night? Vance replied the vehicles go to their houses. Vance said one vehicle is for the director of my jail and she is on duty 24/7. She has to come in multiple times to the jail. The other one is my Public Information Specialist which handles all the press releases any time anything major happens, no matter what time of day. They get called out for major accidents. Vance said they do not get called out every day, sometimes it may be three times in one week, sometimes it may be once a month. Zabrocki said the Board has the final say of who is able to take vehicles home. The personnel policy states it is up to the Commissioners to determine who gets to take vehicles home. The policy also says no one other than county employees should ride in a county vehicle. He also stated if someone does take a vehicle home, there are IRS implications. Vance stated he was not aware of the tax implications.

Culver stated he feels deputies should get to take their vehicles home but questioned office staff having the same privilege. Culver said that if an employee would get called out and use their own vehicle, they would get reimbursed for mileage. Culver stated that the vehicles in question should be kept in the county and that they should not be used for personal use to and from work. Vance said they will leave them at some place within the county. Maria Hatfield, Detention Center Director, voiced concerns about the decision pertaining to not having a car to drive back and forth from the jail.

The Commissioners briefly discussed grants available for the county.
There were no updates for the discussion of the American Rescue Plan Act (ARPA).

Moved by Ahmic and seconded by Zabrocki to approve an extra 1% restricted funds for the 2022-2023 budget.

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

The Commissioners discussed the proposed budget.

Sheriff Vance addressed the Board and apologized for his conversations today.

Known items on the agenda for Board of Equalization on August 23, 2022 are as follows:

8:30 a.m.

1. Convene and announce Open Meetings Law
2. Pledge of Allegiance
3. Discuss/Action - Approve minutes of August 9, 2022
4. Discuss/Action – Assessor Information Update

Known items on the agenda for Board of Commissioners on August 23, 2022 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 16, 2022

Other Business Matters to Address When Time Allows

4. Discuss/Action - Public/Officials/Boards
5. Commissioners Reports
6. Discuss/Action – Infrastructure Related Grants
7. Discuss/Action – Disbursement of American Rescue Plan Act (ARPA) Fund
8. Discuss/Action – 2022-2023 Budget Discussion
9. Discuss/Action – Agenda for August 30, 2022

10:00 a.m. Hearing – Change the Definition of Accessory Apartment and Accessory Living Quarters in the Seward County Zoning Regulations

Discuss/Action – Res. - Change the Definition of Accessory Apartment and Accessory Living Quarters in the Seward County Zoning Regulations

Moved by Vrbka and seconded by Zabrocki to adjourn at 12:16 p.m.

Affirmative Vote: Vrbka, Zabrocki, Schmieding, Ahmic, 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 23rd day of August 2022.

County Clerk

Chairperson