

February 2, 2021

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 February 2, 2021 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.

DUE TO A SNOWSTORM, THERE WAS NO MEETING ON JANUARY 26, 2021

The Seward County Board of Commissioners convened on February 2, 2021 at 8:30 a.m.

Present: Chairperson: John Culver
Members: Misty Ahmic, Bob Vrbka, Darrell Zabrocki
Deputy County Clerk: Brandy Johnson
Absent: Member: Ken Schmieding

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 the meeting with the Commissioners were: Terry Wicht, Matt Starkey, Kathy Ruzicka, Becky Paulsen, Marilyn Hladky, Andrew Matney, Maria Hatfield, Barb Armstead, Mike Vance and Ann Dobesh.

Zane Francescato, Development & Government Affairs Director for the Seward County Chamber & Partnership Development, updated the Commissioners on activities of the organization.

Moved by Vrbka and seconded by Zabrocki to approve the minutes of January 19, 2021.
Affirmative Vote: Vrbka, Zabrocki, Ahmic Motion Carried
Abstain: Culver, as he was not present at said meeting.

Moved by Vrbka and seconded by Ahmic to approve the Seward County Claims for the period through January 22, 2021 as follows:

SEWARD COUNTY CLAIMS THROUGH JANUARY 22, 2021					
ADVANCED CORRL HLTHCR	SU	\$20.70	SEW CO SHERIFF'S DEPT	SE	\$33.34
ADVANCED OFFICE AUTOM	SU	\$236.74	SEW CO SHERIFF UNC FEES	FE	\$106.00
AMERITAS LIFE INS	FE	\$17,699.91	SOARIN GROUP, LLC	SE	\$135.00
APPLIED CONCEPTS	SE	\$364.15	SPARETIME	SU	\$179.77
BETTER LIVING COUNSEL	SE	\$1,760.00	ST NEB DAS ST ACCTING	SE	\$675.28
BLACK HILLS ENERGY	UT	\$3,074.86	STEINMEYER, ZACH	SE	\$2.88
BLUE360 MEDIA	SU	\$81.75	SUMMIT FOOD SERV	SE	\$4,328.33
ROBERT D BOSHAART	SE	\$160.00	THE HOME DEPOT	SU	\$130.20
BRENNAN, NIELSEN, WOOSTER	SE	\$1,949.75	THOMSON REUTERS-WEST	FE	\$731.65
CAMPBELL CLEANING	SE	\$2,255.00	TRITECH SOFTWARE	SU	\$214.40
CAPITAL BUSINESS SYS	SE	\$25.00	UNL PRINT AND COPY SERV	SE	\$140.00
CAPITAL CITY TRANSFER	SE	\$264.50	UPS	SE	\$0.60
CLERK OF DIST CRT JEFFERS	SE	\$5.75	VERIZON WIRELESS SERV	UT	\$1,266.26
CLERK OF DIST COURT	SE	\$817.32	VIRTUAL IMPRESSIONS	SE	\$20.00
CONTINENTAL ALARM	SE	\$128.75	VISA	FE	\$5,722.23
GREGORY C. DAMMAN	SE	\$475.00	VOSS ELECTRIC	SE	\$87.80
JACK DANIEL	SE	\$345.00	VRBKA, AMY	SE	\$20.70

E 911	SE	\$36,687.33	WRECKONCILED COLL	SE	\$548.20
EAKES OFFICE PLUS	SU	\$64.38	WYTHERS LAW	SE	\$589.00
EBERSPACHER, CURT	SE	\$259.50	YORK COUNTY EMA	SE	\$12.80
EQUIFAX	SE	\$153.20	3RD MILLENNIUM CLASS	SE	\$60.00
FARMERS COOP	SU	\$7,367.43	ACKERMAN DESIGN	SE	\$84.25
GREAT PLAINS COMM	UT	\$1,183.95	DALE JOHNSON ENT	SE	\$14,723.83
HELMINK PRINTING	SU	\$806.00	HEARTLAND TIRES & TREADS	SU	\$367.90
HOMETOWN LEASING	SE	\$412.10	JOHNSON IRON WORKS	SE	\$175.00
INDOFF INC	SU	\$325.71	KERFORD LIMESTONE CO	SU	\$1,919.93
DON JIRSA	SE	\$323.00	LOGAN CONTR SUPPLY	SU	\$49.00
JONES BANK (FICA)	FE	\$16,140.25	MIDWEST SERVICE & SALES	SE	\$1,650.00
RYAN KRENK	SE	\$50.60	NE EQUIPMENT INC	SE	\$10.34
LANCASTER CO SHERIFF	SE	\$76.15	SAPP BROS PETROLEUM	SU	\$14,478.60
ERIC LANDKAMER	SE	\$195.13	SIOUX CITY TARP INC	SU	\$1,725.90
LAUBER FUNERAL	SE	\$520.00	SNAP-ON INDUSTRIAL	SU	\$62.71
BECKY MCCRACKEN	SE	\$67.00	WARRIOR STRUC INTEGRITY	SE	\$900.00
SUE MEDINGER	SE	\$153.38	DELTA DENTAL OF NE	FE	\$29.97
MEMORIAL CLINIC	SE	\$65.60	AXON ENTERPRISES	SU	\$5,928.00
MERLES GARDEN CENTER	SU	\$17.00	BIZCO INC	SE	\$251.71
MID-AMERICAN INS	FE	\$36,090.89	RONALD STACHURA	SE	\$425.00
MIDWEST DOOR	SE	\$184.00	GREAT PLAINS UNIFORMS	SE	\$2,619.13
MIPS INC	SE	\$64.42	LINCOLN GLASS INC	SU	\$900.00
NE ASSN CO OFFICIALS	FE	\$100.00	MEYER AUTOMOTIVE	SE	\$217.52
NE HHS SYSTEMS	SE	\$93.00	NMC, INC	SU	\$8,236.00
NE LAW ENF TRAINING	SE	\$75.00	OSWALD ELECTRIC	SE	\$3,177.66
DALE NIEMANN	SE	\$62.10	SHINETECH SOFTWARE	SU	\$6,278.00
PEGGY OBORNY	SE	\$10.36	SID DILLON	EQ	\$34,083.00
OFFICE DEPOT	SU	\$72.02	WESTERN OIL II LLC	SU	\$575.39
O'KEEFE ELEVATOR	SE	\$260.00	SEWARD CO GEN FND	FE	\$1,000,000.00
MICHAEL PAYNE	SE	\$75.00	FIRST WIRELESS, INC	UT	\$430.00
PETTY CASH FUND	FE	\$108.00	MOTOROLA	SE	\$3,213.92
POLLACK AND BALL LLC	SE	\$218.50	NPPD	UT	\$266.32
QUADIANT FINANCE	FE	\$244.06	ST OF NE DAS COMM	SE	\$704.00
QUADIANT LEASING	SE	\$81.98	WINDSTREAM	UT	\$3,585.07
QUADIANT, INC	SE	\$23.30	ENCARTELE INC	SE	\$4,443.49
QUILL CORPORATION	SU	\$290.90	SALARIES		\$257,361.29
REGION V SERVICES	SE	\$2,484.58	GROSS SALARIES INCLUDE DEDUCTIONS TO:		
ZOE RICHERT	SE	\$276.60	COLONIAL SUPPLEMENTAL INSURANCE		
RR DONNELLEY	SE	\$159.73	MID AMERICAN CO WISCONSIN		
SEWARD CO COURT	SE	\$1,279.00	DELTA DENTAL		
SEW CO HLTH CLM FND	FE	\$140,342.45	VSP VISION		
SEW CO INDEPENDENT	SE	\$17.61	WADDELL & REED		

Affirmative Vote: Vrbka, Ahmic, Zabrocki, Culver

Motion Carried

Commissioner Reports:

Commissioner Ahmic reported she checked roads, handled various constituent calls, attended zoning meetings, a Seward County Chamber & Development Partnership meeting and a Planning Commission meeting, and met with the Veterans Service Officer.

Commissioner Vrbka reported he visited with constituents and dealt with a zoning issue.

Commissioner Culver reported he took constituent calls about roads.

Commissioner Zabrocki reported he had calls from constituents, visited with the Highway Superintendent and Veterans Service Officer, visited with BRIDGES and The Fourth of July Committee, and attended a Seward City Council meeting.

Brandy Johnson, Deputy County Clerk, presented the Fee Schedules for County Clerk, Human Resources, Clerk of the District Court, Road Dept. and County Attorney's Office. She stated that it was noted in the Audit Report that fee schedules be approved by the Commissioners.

Moved by Ahmic and seconded by Zabrocki to Approve the Fee Schedules for the County Clerk, Human Resources, Clerk of the District Court, Road Department and County Attorney's Office.

Affirmative Vote: Ahmic, Zabrocki, Vrbka, Culver

Motion Carried

Moved by Zabrocki and seconded by Vrbka to Accept the Treasurer's Second Quarter Investment Report for Fiscal Year 2020-2021.

Affirmative Vote: Zabrocki, Vrbka, Ahmic, Culver

Motion Carried

Recessed at 9:00 a.m.

Reconvened at 9:15 a.m.

Terry Wicht, Highway Superintendent, gave an update on the Road Department Gravel Budget. He reported that they have hauled 58,000 tons of gravel and 2,600 tons of rock since July. They are currently over budget on this line item, but he thinks it will be made up in the overall budget at the end of the fiscal year. Wicht reported that some of the material is lost from the roads due to snow removal. He does have materials stockpiled for the Spring.

Wicht reported on the Construction of Project BRO-7080 (27) Seward South.

Moved by Vrbka and seconded by Ahmic to Adopt Resolution No. 3558 - Final Acceptance of Project Construction on Project BRO-7080 (27) Seward South.

RESOLUTION

FINAL ACCEPTANCE OF PROJECT CONSTRUCTION

Seward County
Resolution No. 3558

Whereas: Seward County and State entered into an LPA Program Agreement for State to assist County in the development and construction of an LPA Federal-aid transportation project;

Whereas: The project construction has been tentatively accepted and the State, on LPA's behalf, has recommended that the project is ready for final acceptance;

Whereas: The LPA Program Agreement requires the county to review and formally approve State's recommendation that the project is ready for final acceptance;

Whereas: County has reviewed the State's recommendation and agrees that the project has been constructed according to the plans, specifications and any change orders(s) and that the construction is ready for final acceptance;

Whereas: County believes that the traffic control and permanent signs on the project are appropriate, have been properly placed and are acceptable to the County.

Be It Resolved by the County Board of SEWARD County that:

The Chair, John K. Culver, is hereby authorized to sign the bottom of this resolution and submit it to the State signifying the County's final acceptance of the project construction.

The permanent signing and traffic control on the project are appropriate, have been properly placed and are acceptable to County. The County

hereby accepts maintenance of the project and agrees to meet all environmental and other commitments related to the project.

NDOR Project Number: BRO-7080(27)

NDOR Control Number: 11781

NDOR Project Description: On a County Road South of Seward (Seward South)

Adopted this 2nd day of February 2021 at Seward Nebraska.

Board/Council Member Vrbka
Moved the adoption of said Resolution
Member Ahmic Seconded the Motion
Roll Call: 4 Yes 0 No 0 Abstained 1 Absent
Resolution adopted, signed and billed as adopted

Moved by: Vrbka Seconded by: Ahmic 02/02/2021
Ayes: Robert Vrbka, Misty Ahmic, Darrell Zabrocki,
John K Culver, Chair of the Board
Attest: Brandy M. Johnson, Deputy County Clerk

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

Recessed at 9:23 a.m.
Reconvened at 9:30 a.m.

Maria Hatfield, Detention Center Director, and Sara Stenger, Detention Center Programs Director, were present to discuss the Budget/Funding for the Vigilnet House Arrest Program in the Detention Center. Hatfield stated that this would be a good solution to the number of Pre-Trial inmates who are unable to post bond. Inmates would pay for the use of the devices, so there would be no cost to the county. She spoke with the State Auditor's Office and was advised that the Commissioners have the authority to create a fund within the budget solely for this. The fund would be a pass-through fund, as the money for the monitoring devices will come from inmates and then those funds would be distributed by the county. In order to create said fund, the Commissioners will need to pass a resolution. Hatfield proposed doing it this way, as the other option would be to increase the Jail budget at budget time and then deposit the inmate funds into the General Fund once they're received. Vrbka stated that he would like to have the resolution before taking action on this.

The service agreement for the electronic monitoring equipment was then discussed. Hatfield stated that there is no cost to begin with. The Detention Center can have the equipment on hand and there is no charge if it's not being used.

Moved by Vrbka and seconded by Zabrocki to Authorize the Chairman to sign the Service Agreement with Vigilnet for Monitoring Equipment for the House Arrest Program in the Detention Center.

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

Recessed at 9:43 a.m.
Reconvened at 9:45 a.m.

Tera Koetter, Clerk of the District Court, was present to request disposal of surplus property. These are items District Court took with them when they moved to the Justice Center that they haven't used. They were advertised and no other offices wanted them.

Moved by Zabrocki and seconded by Vrbka to Allow Surplus Property Disposal of Items of the District Court.

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

Koetter presented a contract for the audio system in both County and District Courtrooms from Electronic Contracting Company. There have been ongoing problems with the sound going out during court. Currently, the same company charges a trip fee of \$115/hour when they come out for repairs. Under this contract, there would be a once yearly charge of \$1200. If approved, District & County Court will split this fee out of their budgets.

Moved by Ahmic and seconded by Zabrocki to Authorize Chairman to Sign Contract with Electronic Contracting: Audio/Visual Complete Care Support Agreement.
Affirmative Vote: Ahmic, Zabrocki, Vrbka, Culver Motion Carried

Recessed at 9:52 a.m.
Reconvened at 10:00 a.m.

Becky Paulsen, Noxious Weed Administrator, presented the Commissioners with a 2020/2021 Nebraska Department of Agriculture Noxious Weed Activity Report, Control Plan, Budget Report, Board Roster & Infestation Report.

Moved by Vrbka and seconded by Zabrocki to Authorize the Chairman to sign the 2020/2021 Nebraska Department of Agriculture Noxious Weed Activity Report, Control Plan, Budget Report, Board Roster & Infestation Report.
Affirmative Vote: Vrbka, Zabrocki, Ahmic, Culver Motion Carried

Recessed at 10:02 a.m.
Reconvened at 10:15 a.m.

Moved by Vrbka and seconded by Zabrocki to enter into Executive Session at 10:15 a.m. to Discuss Personnel, it being necessary to protect the reputation of the individual(s).
Affirmative Vote: Vrbka, Zabrocki, Ahmic, Culver Motion Carried

Before going into Executive Session, Chairman Culver stated that the Executive Session is for personnel.

Moved by Vrbka and seconded by Zabrocki to go out of Executive Session at 10:45 a.m.
Affirmative Vote: Vrbka, Zabrocki, Ahmic, Culver Motion Carried

The Chairman stated personnel was discussed and no action was taken.

No discussion took place for the 10:30 a.m. agenda items.

Known items on the agenda for Board of Equalization on February 9, 2021 are as follows:

8:30 a.m.

1. Convene and announce Open Meetings Law
2. Pledge of Allegiance
3. Discuss/Action - Approve minutes of January 12, 2021
4. Discuss/Action – Assessor Information Update

Known items on the agenda for Board of Commissioners on February 9, 2021 are as follows:

9:00 a.m.

1. Convene and announce Open Meetings Law
2. Pledge of Allegiance
3. Discuss/Action - Approve minutes of February 2, 2021

Other Business Matters to Address When Time Allows

4. Commissioners Reports
5. Discuss/Action – Agenda for February 16, 2021

9:30 a.m. Public Hearing – Conditional Use Permit Application for a Livestock Feeding Operation in the name of Wehrs Feed Yard LLC located in N Precinct in the W ½ SE ¼ Section 12, Township 9 North, Range 2 East of the 6th p.m.

Discuss/Action – Res. - Conditional Use Permit Application for a Livestock Feeding Operation in the name of Wehrs Feed Yard LLC located in N Precinct in the W ½ SE ¼ Section 12, Township 9 North, Range 2 East of the 6th p.m.

Moved by Zabrocki and seconded by Vrbka to Adjourn at 10:47 a.m.

Affirmative Vote: Zabrocki, Vrbka, Ahmic, Culver

Motion Carried

State of Nebraska)
County of Seward) ss.

I, Brandy Johnson, the undersigned Deputy 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 February 2021.

County Clerk

Chairperson