

February 5, 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 8:30 a.m. on February 5, 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 February 5, 2019 at 8:30 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.

Those officials present for their monthly meeting with the Commissioners were: Gary Petersen, Ron Nissen, Ann Dobesh, Sheila Beins, Maria Hatfield, Kathy Ruzicka, Casey Keim, Barb Armstead, Marilyn Hladky, Barb Liska, Mike Vance & Sherry Schweitzer.

Moved by Vrbka and seconded by Mundhenke to approve the minutes of January 29, 2019.

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

Commissioners Reports:

Commissioner Mundhenke reported he attended the Seward/Saline County Waste Management Agency meeting and received many calls about roads.

Commissioner Vrbka reported he attended an Aging Services meeting, visited the jail, and met with Jonathan Jank of SCCDP.

Commissioner Culver reported he attended the Seward/Saline County Waste Management Agency meeting, met with various Supervisors and dealt with various correspondences.

Commissioner Schmieding reported he attended the County Visitors Committee meeting, a State Visitors Committee meeting, a Region V Meeting, and met with the Building & Grounds Supervisor.

Commissioner Paulsen had given her report during the Public Officials Report time.

Commissioner Culver led discussion on the Commissioners room remodel item on the agenda and reported that microphones are in place now for better communication.

Tom Nielsen of Soarin' Group was in attendance to report on IT issues for Seward County. He said there have been issues with battery backups at the Justice Center. He stated a new Uninterrupted Power Supply (UPS) was purchased.

Bob Dahms, Treasurer, explained pledged securities investing. He stated he had received a pledged security from out of state. He gave information about it and said he was just informing the Board about the security.

Dahms also gave information about depositing funds for the Seward/Crete Interlocals in the amount of \$26,000. He stated that he had received communication from the State Auditor that it is up to the County Board to decide what fund it should be put into. In his opinion, putting it in a Grant Fund would mix it up with the state/federal grant money. He would recommend it go into the General Fund.

Moved by Schmieding and seconded by Vrbka to deposit money from the City of Crete for the Crete Interlocal be deposited in the General Fund.

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

Jonathan Jank, Executive Director of Seward County Chamber Development Partnership and Robert Turek of Central Valley Ag were present to give information about a Feed Mill Project near Utica. Turek was present to update the new Commissioners on the project. He did report that a change to the original plans involving an organic part of feed processed would not be included in the project, however they still plan to build the plant which will process 250,000 tons of finished feed on an annual business. When at capacity, 7-13 full time positions would be employed. Seward County is involved because 448th Road leading to the plant needs to be paved due to the truck traffic anticipated. At a previous meeting, it was stated grants could be obtained to pay for the road improvement. Turek stated the CVA Board has not committed to the project until they get commitments from livestock producers. The Memorandum of Understanding will not be considered today since plans have changed.

Maria Hatfield, Detention Center Director, was present to report on the recommendation of a committee from officials of Seward, York, Butler, and Saline Counties pertaining to the bids received for the Public Safety Software. She said a committee was formed between them to look over the bids. She stated the County Attorney wanted Interlocals in place between the counties before the bid was actually awarded. Each County would pay a share of the cost and Hatfield stated the Seward County portion is already funded. Leilah Luft, Communications Director for York County, was also in attendance to explain things.

Moved by Paulsen and seconded by Mundhenke to pursue the Zuercher bid for Public Safety Software in the amount of \$798,871 start-up cost as recommended by the Committee.

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

Casey Keim, Highway Supt. was present to ask the Board to authorize him to conduct a study for railroad crossings. He said the study would be done in-house so no additional costs would be incurred.

Moved by Mundhenke and seconded by Paulsen to authorize the Seward County Highway Supt. to conduct a documented engineering study for all railroad crossings with duplicate or conflicting language.

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

Keim also spoke to the Board about hail damage repair at the Utica Shop. He had obtained 4 quotes and gave his recommendation to award the bid to Dan's Construction for \$10,500.

Moved by Mundhenke and seconded by Vrbka to award the bid to Dan's Construction for \$10,500 for repairs to the Utica Road Shop.

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

Commissioner Culver reported that he received additional information from Morrow and Associate's in regard to the Salary Study. He said that he was informed that they had sent all the information that was requested of him and that it was never conveyed to any current Commissioner. Culver suggested that the whole amount billed to Seward County be paid now since they had complied with their proposal.

Moved by Paulsen and seconded by Schmieding to rescind the motion made on January 22, 2019 to pay \$20,000 to Morrow & Associates.

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

Commissioner Paulsen removed herself from the Board at 10:02 a.m.

Becky Paulsen, Weed/Zoning Administrator brought 5 short form plats for the Commissioners consideration.

Moved by Vrbka and seconded by Schmieding to adopt Resolution No. 3429 in regard to creating Cross Addition Replat in P Precinct in the SW ¼ of Section 4 Township 9 North, Range 4 East of the 6th p.m.

RESOLUTION NO 3429 OF THE SEWARD COUNTY BOARD OF COMMISSIONERS

WHEREAS, Jordan Cross owns 14.04 acres and have applied for a Short Form Plat Subdivision REPLAT, and described as a tract of land in the South West 1/4 of, Section 4, Township 9N, Range 4E, Seward County, Nebraska, and

WHEREAS, The subdivision shall be called CROSS ADDITION REPLAT, and

WHEREAS, The Seward County Planning Commission held a meeting on January 28th, 2019 to consider the CROSS ADDITION REPLAT, and

WHEREAS, the Planning Commission recommended Approval of the CROSS ADDITION REPLAT with a vote of 6 For, 0 Against, and 1 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 subdivision

Individuals appeared without commitment, and

THEREFORE BE IT RESOLVED that the Seward County Board of Commissioners do hereby Approve x , Deny the CROSS ADDITION REPLAT with Resolution NO: 3429 .

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

Moved by: Vrbka Seconded by: Schmieding
Ayes: Robert Vrbka, Ken Schmieding, Mike Mundhenke, John K. Culver, Chair of the Board

Attest: Sherry Schweitzer, Seward County Clerk Adopted: 02/05/2019

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

Moved by Vrbka and seconded by Mundhenke to adopt Resolution No. 3430 in regard to creating Havlat First Addition in O Precinct in the SE ¼ of Section 36 Township 9 North, Range 3 East of the 6th p.m.

RESOLUTION NO 3430 OF THE SEWARD COUNTY BOARD OF COMMISSIONERS

WHEREAS, Tom Havlat owns 148.04 acres and has applied for a Short Form Plat Subdivision, and described as a tract of land in the South East 1/4 of, Section 36, Township 9N, Range 3E, Seward County, Nebraska, and

WHEREAS, The subdivision shall be called HAVLAT FIRST ADDITION SHORT FORM PLAT, and

WHEREAS, The Seward County Planning Commission held a meeting on January 28th, 2019 to consider the Short Form Plat, and

WHEREAS, the Planning Commission recommended Approval of the

HAVLAT FIRST ADDITION Short Form Plat with a vote of 6 For, 0 Against, and 1 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 HAVLAT FIRST ADDITION Short Form Plat with Resolution NO: 3430 .

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

Moved by: Vrbka

Seconded by: Mundhenke

Ayes: Robert Vrbka, Mike Mundhenke, Ken Schmieding, John Culver, Chair of the Board

Attest: Sherry Schweitzer, Seward County Clerk

Adopted: 02/05/2019

Affirmative Vote: Vrbka, Mundhenke, Schmieding, Culver

Motion Carried

Moved by Vrbka and seconded by Mundhenke to adopt Resolution No. 3431 in regard to creating Havlat Second Addition in P Precinct in the SE ¼ SW ¼ of Section 30 Township 9 North, Range 4 East of the 6th p.m.

**RESOLUTION NO 3431 OF THE
SEWARD COUNTY BOARD OF COMMISSIONERS**

WHEREAS, Tom Havlat owns 10.06 acres and has applied for a Short Form Plat Subdivision, and described as a tract of land in the South West 1/4 of, Section 30, Township 9N, Range 4E, Seward County, Nebraska, and

WHEREAS, The subdivision shall be called HAVLAT SECOND ADDITION SHORT FORM PLAT, and

WHEREAS, The Seward County Planning Commission held a meeting on January 28th, 2019 to consider the Short Form Plat, and

WHEREAS, the Planning Commission recommended Approval of the

HAVLAT SECOND ADDITION Short Form Plat with a vote of 6 For, 0 Against, and 1 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 HAVLAT SECOND ADDITION Short Form Plat with Resolution NO: 3431 .

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

Moved by: Vrbka

Seconded by: Mundhenke

Ayes: Robert Vrbka, Mike Mundhenke, Ken Schmieding, John K. Culver, Chair of the Board

Attest: Sherry Schweitzer, Seward County Clerk

Adopted: 02/05/2019

Affirmative Vote: Vrbka, Mundhenke, Schmieding, Culver

Motion Carried

Moved by Vrbka and seconded by Schmieding to adopt Resolution No. 3432 in regard to creating Gary Bader Subdivision in D Precinct in the SE ¼ SW ¼ of Section 11 Township 12 North, Range 1 East of the 6th p.m.

**RESOLUTION NO 3432 OF THE
SEWARD COUNTY BOARD OF COMMISSIONERS**

WHEREAS, Kennrick Morgan Trustee has 240 acres and has applied for a Short Form Plat Subdivision, and described as a tract of land in the South East 1/4 of, the South West 1/4 of, Section 11, Township 12N, Range 1E, Seward County, Nebraska, and

WHEREAS, The subdivision shall be called GARY BADER SUBDIVISION SHORT FORM PLAT, and

WHEREAS, The Seward County Planning Commission held a meeting on January 28th, 2019 to consider the Short Form Plat, and

WHEREAS, the Planning Commission recommended Approval of the GARY BADER SUBDIVISION Short Form Plat with a vote of 6 For, 0 Against, and 1 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 GARY BADER SUBDIVISION Short Form Plat with Resolution NO: 3432 .

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

Moved by: Vrbka Seconded by: Schmieding

Ayes: Robert Vrbka, Ken Schmieding, Mike Mundhenke, John K. Culver, Chair of the Board

Attest: Sherry Schweitzer, Seward County Clerk Adopted: 02/05/2019

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

Moved by Vrbka and seconded by Mundhenke to adopt Resolution No. 3433 in regard to creating Hempel Addition in A Precinct in the SW ¼ of Section 26 Township 12 North, Range 4 East of the 6th p.m.

**RESOLUTION NO 3433 OF THE
SEWARD COUNTY BOARD OF COMMISSIONERS**

WHEREAS, Jon Hempel and Deanne Printz own 160 acres and has applied for a Short Form Plat Subdivision, and described as a tract of land in the South West 1/4 of, Section 26, Township 12N, Range 4E, Seward County, Nebraska, and

WHEREAS, The subdivision shall be called HEMPEL ADDITION SHORT FORM PLAT, and

WHEREAS, The Seward County Planning Commission held a meeting on January 28th, 2019 to consider the Short Form Plat, and

WHEREAS, the Planning Commission recommended Approval of the

HEMPEL ADDITION Short Form Plat with a vote of 6 For, 0 Against, and 1 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 HEMPEL ADDITION Short Form Plat with Resolution NO: 3433 .

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

Moved by: Vrbka

Seconded: Mundhenke

Ayes: Robert Vrbka, Mike Mundhenke, Ken Schmieding, John K. Culver, Chair of the Board

Attest: Sherry Schweitzer, Seward County Clerk

Adopted: 02/05/2019

Affirmative Vote: Vrbka, Mundhenke, Schmieding, Culver

Motion Carried

Commissioner Paulsen rejoined the Board at 10:13 a.m.

Commissioner Culver led discussion on the Salary Committee Members/Directives/Goals item on the agenda. He would like to have Sub-Committee of 2 Commissioners, 2 Elected Officials/Dept. heads, and the HR Director. The salary information from other counties could be obtained by Dept. Heads themselves because they know best what their department needs. Culver also said Dept. Heads will need to be able to figure out how their budget will handle any new salaries. In the next 60-90 days he hopes the committee can receive information from each office and deal with any corrections to wages in time for the 2019-2020 budget.

Known items on the agenda for Board of Equalization on February 12, 2019 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 22, 2019
4. Discuss/Action – Assessor Information Update

Known items on the agenda for Board of Commissioners on February 12, 2019 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 5, 2019

Other Business Matters to Address When Time Allows

4. Discuss/Action - Public/Officials/Boards
5. Commissioners Reports
6. Discuss/Action – Accept Clerk of the District Court Fee Report for January - \$3,475.53
7. Discuss/Action – District Court Clerk II Pay Rate and Payback
8. Discuss/Action - Commissioner Room Remodel
9. Discuss/Action – Agenda for February 19, 2019

9:15 – Discuss/Action – Sharon Hambeck/4th of July Committee – Request Use of the Courthouse Lawn for the Craft Show on the 4th of July

Moved by Vrbka and seconded by Schmieding to adjourn at 10:28 a.m.

Affirmative Vote: Vrbka, Schmieding, Mundhenke, 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 12th day of February 2019.

County Clerk

Chairperson