

January 30, 2023

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 January 30, 2023 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 January 30, 2024 at 9:00 a.m.

Present: Chairperson: Misty Ahmic
Members: Raegan Hain, John Culver, 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 Schmieding and seconded by Hain to approve the minutes of January 23, 2024.

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

Moved by Zabrocki and seconded by Hain to approve the claims for the period through January 19, 2024.

SEWARD COUNTY CLAIMS THROUGH JANUARY 19, 2024

ADP LLC	SE	\$2,694.95	SMPC, LLC	SE	\$338.64
ADVANCED OFFICE AUTOM	SU	\$183.53	SOARIN GROUP	SE	\$213.00
AGING PARTNERS	SE	\$42,733.01	ST OF NEB DAS ST ACCNTNG	SE	\$910.50
ALL COPY PRODUCTS	SU	\$31.84	SUMMIT FOOD SERVICE	SE	\$7,957.23
AMERITAS LIFE INS	FE	\$23,267.66	THOMSON REUTERS-WEST	EQ	\$1,142.91
ART ON DISPLAY	SU	\$475.00	UNL AEM BUSINESS CENTER	FE	\$10,561.76
BEAR GRAPHICS INC	SU	\$300.15	US BANK EQUIP FINANCE	EQ	\$167.99
BLACK HILLS ENERGY	UT	\$2,789.74	VERIZON WIRELESS SERV	UT	\$2,711.02
BLUE360 MEDIA	SU	\$93.75	VIRTUAL IMPRESSIONS	SE	\$36.00
BRYAN HEALTH	SE	\$262.38	VISA	FE	\$6,737.04
CABELL COUNTY SHERIFF	SE	\$25.00	VISUAL EDGE IT	SE	\$44.94
CAMPBELL CLEANING	SE	\$5,035.00	WATER ENGINEERING	SE	\$210.00
CAPITAL BUSINESS SYSTEMS	SU	\$39.14	WELLS FARGO FIN LEASING	EQ	\$230.66
CASS COUNTY SHERIFF	SE	\$49.70	WINDSTREAM	UT	\$4,527.03
CHARTER COMMUNICATIONS	UT	\$309.37	WYTHERS LAW	SE	\$7,789.50
CLERK OF DIST COURT ASSN	FE	\$50.00	DALE JOHNSON ENT	SU	\$16,728.80
COMFORT INN	TR	\$1,079.55	HEARTLAND TIRES & TREADS	SU	\$3,853.78
CONTINUUM	SE	\$3,400.00	JOHNSON SAND & GRAVEL	SU	\$31,806.14
CULLIGAN	SE	\$131.90	NORRIS PUB POWER DIST	UT	\$1,927.80
DOUGLAS CO SHERIFF	SE	\$24.80	PLANET TECHNOLOGIES	SE	\$140.80
EAKES OFFICE PLUS	SU	\$1,839.74	SAPP BROS PETROLEUM	SU	\$22,254.01
ENGINEERED CONTROLS	EQ	\$6,515.00	TRUCK CENTER CO	SE	\$134.20
ESRI	EQ	\$770.00	PAC N SAVE	SU	\$671.81
FARMERS COOP	SU	\$9,322.35	VANGUARD APPRAISALS	SE	\$1,422.50
BRIAN FORAL	SE	\$7,431.67	SEWARD CO HLTH CLM FND	FE	\$91,800.64
GREAT PLAINS COMM	UT	\$779.84	MILFORD AGING SERVICES	SE	\$1,625.00
HOMETOWN LEASING	EQ	\$82.88	SEWARD AGING SERVICES	SE	\$1,625.00
HSI EMERGENCY CARE SOL	SE	\$133.43	UTICA AGING SERVICE	SE	\$1,500.00
JEFFERSON CO SHERIFF	SE	\$7.00	STALKER RA	SU	\$29.00

JONES BANK (FICA)	FE	\$23,364.30	AUTEL ROBOTICS	SE	\$612.23
KONICA MINOLTA PREM FIN	EQ	\$205.98	COAST TO COAST SOLUT	SE	\$2,827.89
LANGUAGE LINE SERVICES	SE	\$27.48	CORI J STAVA	SE	\$1,041.25
LEE'S REFRIGERATION	SE	\$653.10	FED SURPLUS PROPERTY	SU	\$1,500.00
MEMORIAL CLINIC	SE	\$244.20	HERPOLSHEIMERS INC	EQ	\$1,922.64
MEMORIAL HOSPITAL	SE	\$165.00	SMITHS DETECTION	SE	\$4,008.00
MERLES GARDEN CENTER	SU	\$708.85	TRANSUNION RISK & ALT	FE	\$436.00
MIDWEST AUTOMOTIVE	EQ	\$837.34	URIBE REFUSE SERVICES	SE	\$156.00
MIDWEST CARD AND ID	SE	\$500.00	WESTERN OIL II LLC	SU	\$371.60
MIPS INC	SE	\$75.00	ALLO COMMUNIC	UT	\$654.50
NE ASSN OF CO OFFICIALS	FE	\$80.00	CENTURYLINK	FE	\$17,079.82
NEBRASKA DEPT OF LABOR	SE	\$1,810.24	CNA SURETY	FE	\$40.00
NE HLTH & HUMAN SERVICES	SE	\$93.00	NE REGIONAL INTER NETWRK	SE	\$2,400.00
OREILLY AUTOMOTIVE	SU	\$104.45	SALARIES		
ORKIN LLC	SE	\$35.28	GROSS SALARIES INCLUDE DEDUCTIONS TO:		
REDWOOD TOX LAB	SE	\$32.00	COLONIAL SUPPLEMENTAL INSURANCE		
SEWARD CO COURT	SE	\$493.00	MID AMERICAN CO WISCONSIN		
SEWARD CO INDEPENDENT	SE	\$51.82	DELTA DENTAL		
SEWARD CO TREASURER	SE	\$14.00	VSP VISION		
SEWARD LUMBER	SU	\$30.99	WADDELL & REED		

Affirmative Vote: Zabrocki, Hain, Schmieding, Culver, Ahmic

Motion Carried

Commissioners Reports:

Commissioner Hain reported she attended the Big Blue Tomorrow meeting in Staplehurst in regard to informing individuals about a grant project in their area, met with the Building & Grounds Supt., helped with establishing an Aging Services Advisory Board meeting, read Legislative bills, met with Aging Services Director and introduced her to the Milford Aging Services Director, participated in an interview for the Detention Center Director, met with Highway Supt., and sent a computer file to Mustang Graphics on logos for vehicle decals.

Commissioner Culver reported he attended the 911 Board meeting, attended via Zoom the Legislative Committee meetings, reviewed emails, and checked roads.

Commissioner Ahmic reported she attended the Big Blue Tomorrow meeting in Staplehurst, met with the Zoning Director, updated the Commissioners on the extra vehicle that was ordered for the county fleet, updated others about the new Allo phone system, worked on applications/permits for zoning, and worked on a lot of legislature bills/hearings.

Commissioner Schmieding reported he attended a Visitors Committee meeting, attended the Chamber Banquet, spoke to Senator Hughes, received a nice compliment from a representative from Premium Poultry about Seward County roads for their producers. He also checked roads and stated Region V meeting will be in the near future.

Commissioner Zabrocki reported he attended the SouthEast Nebraska Development District (SEND) Board meeting, the Nebraska Public Agency Investment Trust (NPAIT) meeting, the 911 meeting, the Nebraska Intergovernmental Risk Management Association (NIRMA) meeting, a meeting with the Highway Supt., and reviewed legislative bills.

Commissioner Hain led discussion about appointing members of the Seward County Aging Services Advisory Board. Previously, the Board and their meetings had not been kept up and meeting regularly. She reported that obtaining new members took longer than expected. She tried to get members of the board to represent various areas of the county.

Moved by Zabrocki and seconded by Culver to appoint the following list of Seward County Aging Services Advisory Board members: Don Olson, Jean Eggleston, Kathy Stych, Greg Holloway, Mary Reetz, Shawna Agena, Raegan Hain, Steph Meyer, Donna Havener, Susan Burkey, Kelly Burianek and Glenda Dobbertein.

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

Moved by Culver and seconded by Hain to accept the Sheriff's Fee and Mileage Report for November 2024 in the amount of \$ 1,156.00 and \$682.99.

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

Jon Regnier, Highway Supt., updated the Board on information about his department.

Eric Hofer, Building & Grounds Supt., was present to discuss three agreements for various Seward County Buildings for the Commissioners' consideration.

The first agreement to be considered is to put a handicapped actuator at the West Wing Building.

Moved by Zabrocki and seconded by Hain to approve the contract with Basepoint Building Automation for the installation of the West Wing Handicap Door Actuator in the amount of \$3,395.00 with funding to come from the Commissioners Building and Grounds Sinking Fund.

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

The 2nd agreement is an annual agreement for the heating system for the Courthouse.

Moved by Hain and seconded by Culver to authorize the Chairperson to sign the Service Agreement with Engineered Controls for the Courthouse for \$18,125.00

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

The Commissioners also considered a new HVAC Controller at the Justice Center. Hofer said he does not have the cost for this new controller in his budget and the current controller is working, but there have been a few problems with it. It was discussed that Hofer should wait until budget time to obtain a new controller and put the costs in his budget.

Moved by Hain and seconded by Schmieding to replace the HVAC Controller at the Justice Center with Engineered Controls for \$11,450.00 with the costs to be paid out of the Seward County American Rescue Plan Act (ARPA) fund.

Affirmative Vote: Hain, Schmieding, Culver

Voting No: Zabrocki, Ahmic

Motion Carried

Becky Paulsen, Weed/Zoning Administrator, presented a Short Form Plat for the Commissioners' consideration.

Moved by Zabrocki and seconded by Culver to adopt Resolution No. 3798 in regard to approving the short form plat entitled DNB-LJB Homestead in K Precinct in the SE ¼ of Section 34, Township 10 North, Range 2 East of the 6th p.m. Seward County Nebraska.

RESOLUTION NO 3798 OF THE SEWARD COUNTY BOARD OF COMMISSIONERS

WHEREAS David A. Burkey, and Loretta R. Burkey are trustees of 40.0 acres of land and have applied for a Short Form Plat, subdividing a parcel with 5.52 acres with the remainder of 34.48 acres and described as a tract of land in the Southwest 1/4 of, Section 34, Township 10N, Range 2E, Seward County, Nebraska, and

WHEREAS the Short Form Plat shall be called the DNB-LJB HOMESTEAD Short Form Plat and

WHEREAS The Seward County Planning Commission held a meeting on January 22nd, 2024, to consider the Short Form Plat, and

WHEREAS, the Planning Commission recommended approval of the DNB-LJB HOMESTEAD Short Form Plat, with a vote of 7 For, 0 Against, and 2 Absent 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 or Deny the DNB-LJB HOMESTEAD Short Form Plat, with Resolution NO: 3798.

Moved by: Zabrocki Seconded by: Culver January 30, 2024
Ayes: Darrell J. Zabrocki, Ken Schmieding, Raegan Hain, John K. Culver, Misty Ahmic, Chairman of the Board
Attest: Sherry Schweitzer, Seward County Clerk

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

Gary Petersen, Seward/York Emergency Manager, presented two documents for the Commissioners' consideration. He explained that counties are divided into regions of the state to help with trainings, etc. via an interlocal between the counties. The previous interlocal has expired and a new one needs to be signed.

Moved by Culver and seconded by Hain to approve the Interlocal Agreement for the Southeast Planning Exercise Training Region for Cooperative Public Safety Services.
Affirmative Vote: Culver, Hain, Schmieding, Zabrocki, Ahmic Motion Carried

Moved by Culver and seconded by Zabrocki to adopt Resolution No. 6799 in regard to approving the Local Emergency Operations Plan.

RESOLUTION No. 3799

WHEREAS, the Board of Commissioners of Seward County, Nebraska, pursuant to Nebraska Statute, is vested with the authority of administering the affairs of Seward County, Nebraska; and

WHEREAS, it has been determined that a Seward County Local Emergency Operations Plan has been developed in order to provide for a coordinated response to a disaster or emergency in Seward County, the City of Seward and other cities and villages in Seward County; and

WHEREAS, the Board of Commissioners of Seward County, deems it advisable and in the best interest of Seward County to approve said Local Emergency Operations Plan;

WHEREAS, the acceptance of this 2024 Local Emergency Operations Plan supersedes all previous approved Seward County Local Emergency Operations Plans;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Seward County, Nebraska, that the Seward County Local Emergency Operations Plan be, and hereby is, approved.

PASSED AND APPROVED THIS 30th DAY OF January, 2024.

Board of Seward County Commissioners,
Darrell J. Zabrocki, Ken Schmieding,
Raegan Hain, John K. Culver
Misty Ahmic, Chair of the Board

Attest: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Culver, Zabrocki, Hain, Schmieding, Ahmic Motion Carried.

Moved by Zabrocki and seconded by Hain to authorize the Chairperson to sign the Release Form for Property Damage Only in the amount of \$25,844.20 with State Farm Insurance for damage to the West Wing Building.

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

The Board of Commissioners recessed at 10:13 a.m.

The Board of Commissioners re-convened at 10:17 a.m.

Jake Zlatkovsky, County Treasurer, presented information about steps of the tax sale. Zlatkovsky said that after looking into the subject, a resolution is not needed.

Zlatkovsky also gave information about the List of Delinquent Taxes and Special Assessments for advertisement.

Moved by Hain and seconded by Schmieding to accept the List of Delinquent Taxes and Special Assessments for advertisement.

ADVERTISING LIST FOR PUBLIC SALE
SEWARD COUNTY

NOTICE OF SALE OF REAL TAXES AND SPECIAL ASSESSMENTS ON THE FOLLOWING LOTS AND TRACTS OF LAND IN SEWARD COUNTY, SAID PUBLIC SALE WILL COMMENCE THE FIRST MONDAY IN MARCH (03/04/2024) BETWEEN THE HOURS OF 9 A.M. AND 4 P.M., EXCLUDING SATURDAY, SUNDAYS, AND HOLIDAYS.

TAXES AND SPECIAL ASSESSMENTS WILL BE OFFERED FOR SALE UNTIL ALL TAXES AND SPECIAL ASSESSMENTS LISTED ON THIS ADVERTISING LIST HAVE BEEN OFFERED TO THE PUBLIC, INTEREST, ADVERTISING, AND OTHER RELATED COSTS WILL BE ADDED AT THE TIME OF THE PURCHASE OF TAXES AND OR SPECIALS.

ON THOSE PROPERTIES, UPON WHICH A PREVIOUS COUNTY TAX SALE CERTIFICATE HAS BEEN WRITTEN, THE COUNTY CERTIFICATE MAY BE PURCHASED.

THOSE PROPERTIES WHICH WOULD FALL UNDER THE REGULATIONS FOUND IN SECTION 362 OF THE U.S. BANKRUPTCY CODE HAVE BEEN OMITTED FROM THE ADVERTISING LIST, AND/OR EXCEPTIONS AS DETERMINED BY LAW.

THE AMOUNTS ARE AS OF THURSDAY AT 5 P.M., PRIOR TO PUBLICATION, THE AMOUNTS ARE EXCLUSIVE OF ACCRUED INTEREST AND OTHER RELATED COST. AN * ON SIDE INDICATES SPECIAL ASSESSMENTS ON THE PROPERTY. AN * BY THE YEAR HAS A TAX SALE ON THAT PROPERTY ALSO. TAX SALE MARCH 4, 2024.

DISTRICT	PARCEL	YEAR	LEGAL	TOTALDUE
SEWARD	800073169	1	ORIG TWN BLK 8 S 1/2 OF W 45' LT 8 & W 45' LTS 9 & 12	\$4,641.38
SEWARD	800073762	1/2	ORIG TWN BLK 13 W 68' OF LTS 2-3 & N 1/2 OF W 68' OF LT 6 -- TL 16	\$1,080.07
SEWARD	800074394	1/2	ORIG TWN BLK 21 E 1/2 LT 3	\$1,138.26
SEWARD	800074408	1/2	ORIG TWN BLK 21 W 1/2 LT 3	\$982.38
SEWARD	800075986	1	BADER-JIROVSKY 2ND ADD BLK 3 N 72' LT 1	\$3,677.40
SEWARD	800076699	1	BOYES ADD TO SOUTH SEWARD ADD BLK 1 N 1/2 LT 2 & ALL LT 13	\$1,747.94
SEWARD	800077156	1/2	CANNON ADD BLK 2 LT 6	\$1,283.72
SEWARD	800085299	1	H M & R ADD BLK 68 W 56' OF S 32' LT 5 & W 56' LT 6--INC #TLS 14 & 15	\$1,680.08
SEWARD	800086767	1	H M & R ADD BLK 97 LT 1 & N 10'5 LT 2--INC TL 14	\$1,897.36
SEWARD	800089197	1	KROEGER'S RPLT OF WOOD SUB LT 19	\$2,207.02
SEWARD	800089669	1	MARY R SPEAR'S ADD BLK 2 LT 25 & S 10' LT 24	\$1,741.30
SEWARD	800092406	1	SOUTH SEWARD ADD BLK 9 LT 7 & N 1/2 LT 10	\$568.16
SEWARD	800093593	1	21-11-3 NW 1/4 NW 1/4 TL 224 .248 AC	\$3,003.88
SEWARD	800094514	1	21-11-3 SW 1/4 SW 1/4 N 80' LT 3 & S 15' LT 4 .227 AC	\$1,017.48
SEWARD	800221257	1	WAKE 4TH ADD ADMIN RPLT LTS 1 & 2 LT C	\$3,325.98
SEWARD	800229915	1	SHOAL CREEK DEVELOPMENT ADD BLK 2 LT 1	\$4,546.80
BC	800047087	1/2	ORIG TWN BLK 6 W 37 1/2' TLS 31-32	\$131.72

BC	800047281	1	MRS ROSS NICHOLS' SUBDIV OF BLK 9 O T LTS 3-4	\$344.38
BC	800048091	1	PIONEER TOWNSITE BLK 2 LTS 3-4	\$135.78
BC	800049950	1/2	2-9-1 E1/2 NE1/4 TL 125 & #TL 204 3.05 AC	\$306.54
BC	800219090	1	PIONEER TOWNSITE BLK 5 LTS 29-31	\$268.12
BC	800228955	2*	DIMERY'S 2ND ADD BLK 18 S 22' LT 2 & N 13' LT 3	\$73.70
BEE	800050541	1	ORIG TWN BLK 5 LTS 1-6	\$1,130.28
BEE	800231215	1*	DUFFEK SUB LT A .20 AC	\$1,100.20
CORDOVA	800052641	1/2	30-9-1 SE 1/4 SE 1/4 W 153.95' TL 18 PART OF OUTLT C .74 AC	\$329.68
GARLAND	800053230	1/2	ORIG TWN BLK 8 LTS 1-2 & 6-8	\$1,495.31
GOEHNER	800054946	1/2	ORIG TWN BLK 8 S 1/2 LT 3 & N 40' LT 4	\$397.11
GOEHNER	800055136	1	ORIG TWN BLK 10 LT 2	\$1,437.72
MILFORD	800061500	1/2	BELLWOOD 2ND ADD BLK 3 LT 3	\$763.39
MILFORD	800062523	1	D & C ADD BLK F LTS 21-22	\$1,488.40
MILFORD	800063716	1	LAUNE'S ADD BLK 1 LTS 15-16 & W 5' VAC ALLEY	\$2,704.42
MILFORD	800063864	1	LAUNE'S ADD BLK 3 LT 4 & E 1/2 LT 5	\$2,585.62
PDAL	800057139	1	MERRILL'S 3RD ADD BLK 2 LTS 5-6 & E 1/2 LT 4	\$1,634.30
STAPLEHU	800057457	1	ORIG TWN BLK 4 LT 6 & W 1/2 LT 5	\$1,298.72
STAPLEHU	800057597	1	ORIG TWN BLK 6 E 75' LTS 8-10	\$655.44
STAPLEHU	800057694	1	ORIG TWN BLK 8 LTS 7-8	\$1,246.56
STAPLEHU	800057961	1	ORIG TWN BLK 11 LT 12	\$546.88
STAPLEHU	800058070	1	ORIG TWN BLK 12 LT 9 & W 1/2 LT 10	\$1,233.42
STAPLEHU	800058119	1	ORIG TWN BLK 12 LT 11	\$577.78
STAPLEHU	800058143	1	ORIG TWN BLK 12 W 1/2 LT 12 OR TLS 16-17	\$477.76
STAPLEHU	800058674	1/2	MEYER & JACOBS' ADD BLK 22 E 100.4' LT 1	\$675.34
STAPLEHU	800058860	1/2	JORGENSEN'S ADD BLK 26 LTS 9-10	\$25.61
UTICA	800068823	1	UTICA ADD BLK 17 E 1/2 LT 9 OR TL 23 & W 1/2 LT 10	\$990.74
UTICA	800068971	1/2	UTICA ADD BLK 18 LT 7 & W 32' LT 8 OR TLS 32-34	\$575.77
UTICA	800069463	1/2	WRIGHT'S 2ND ADD BLK 27 LTS 1-2	\$324.52
UTICA	800069633	1/2	WRIGHT'S 2ND ADD BLK 29 LT 4, E 24' LT 5 & W 31' LT 3	\$87.63
UTICA	800069641	1/2	WRIGHT'S 2ND ADD BLK 29 LT 6 & W 20' LT 5	\$831.51
UTICA	800069722	1/2	WRIGHT'S 2ND ADD BLK 30 N 38' LTS 7-8	\$38.79
UTICA	800070194	1/2	WRIGHT'S 3RD ADD BLK 37 N 75' LTS 1-2 & N 75' OF E 14' LT 3	\$70.89
UTICA	800071085	1	29-11-1 NW 1/4 S50' OF N72' OF W102' OF E135' TL 61 .12 AC	\$1,244.30
UTICA	800071093	1	29-11-1 NW 1/4 W62' OF E186' OF N50' OF S110' OF TL 61 .06 AC	\$1,015.28
UTICA	800095677	1/2	29-11-1 SW 1/4 SW 1/4 E 200' TL 30 1.4792 AC	\$1,077.04
UTICA	800096916	1	WRIGHT'S 1ST ADD CORR SUB OF BLK 21~LT 2~	\$163.16
UTICA	800206592	1/2	WRIGHT'S 2ND ADD BLK 30 S 112' LTS 7-8	\$1,454.82
UTICA	800221788	1/2	WRIGHT'S 2ND ADD BLK 30 LT 9	\$64.51
O	800015932	1	1-9-3 TL 28 S OF RIVER NW 1/4 SW 1/4 2.74 AC	\$190.66
O	800016122	1	2-9-3 #NW 1/4 4.83 AC	\$194.60
O	800016939	1	8-9-3 TRACT IN SW COR W 1/2 SE 1/4 4.20 AC	\$1,414.50
GROVER	800055764	1	GROVER ORIG TWN BLK 12 LTS 1-6	\$36.84
GROVER	800055772	1/2	GROVER ORIG TWN BLK 12 LTS 7-18	\$448.05
GROVER	800055950	1	GROVER FIRST ADD BLK 5 LTS 1-12 & ADJ VAC ALLEY & STREETS	\$60.44
GROVER	800055977	1	GROVER FIRST ADD BLK 7 LTS 1-6	\$36.84
GROVER	800056000	1	GROVER FIRST ADD ALL BLK 8 & ADJ VAC ST	\$114.50
J	800216105	1/2	27-10-3 NELY COR NE 1/4 NE 1/4 10.26 AC	\$520.69
J	800216113	1	26-10-3 #NW 1/4 NW 1/4 NW 1/4 .14 AC	\$0.94
P	800020189	1	7-9-4 #SW 1/4 152.16 AC	\$11,594.90
P	800227535	1	7-9-4 #W 1/2 W 1/2 NW 1/4 SW 1/4 2.49 AC	\$1,357.34
P	800019644	1/2	2-9-4 NE4 NW4 & #S2 NW4 & #SW4 NE4 INC LTS3-4,11 #S2 NW4,#SW4 NE4 LTS 5-6 143.04 AC	\$2,848.38
P	800019857	1	4-9-4 #S 1/2 NE 1/4 & #NW 1/4 SE 1/4 N & W OF SUNRISE RD 59.97 AC	\$2,986.96
P	800020375	1	10-9-4 #S 1/2 NW 1/4 & #N 1/2 SW 1/4 79.38 AC	\$2,290.88
P	800218515	1	3-9-4 #NW 1/4 NW 1/4 38.93 AC	\$2,018.84
P	800231695	1/2	3-9-4 TRACT IN NW 1/4 NE 1/4 PARCEL B 16.32 AC	\$370.05
B	800025865	1/2	29-12-3 S 1/2 NW 1/4 80 AC	\$1,542.42
B	800025938	1/2	30-12-3 NE 1/4 NE 1/4 40 AC	\$1,146.89
D	800031601	1/2	36-12-1 #NE 1/4 NE 1/4 18.16 AC	\$911.75
G	800040260	1	28-11-3 TL 7 IN E 1/2 NW 1/4 W OF RIVER & E OF RD 4.36 AC	\$16.12
G	800041313	1/2	35-11-3 NW 1/4 & W 1/2 NE 1/4 240 AC	\$9,370.96
G	800041321	1/2	35-11-3 #SW 1/4 143.63 AC	\$3,232.95
TAMORA	800059212	1/2*	DAILEY'S ADD & ORIG TWN BLK 14 N 30' LT 13 OR TL 22	\$2.33
TAMORA	800059301	1	MOWRY'S & ORIG TWN BLK 16 LTS 1-6 & 1/2 ADJ VAC ALLEY	\$482.12
G	800198255	1/2	35-11-3 #SW 1/4 SW 1/4 12.98 AC	\$3,194.09
K	800230845	1/2	10-10-2 #E 1/2 NE 1/4 12.5 AC	\$9,127.36
J	800003373	1/2	6-10-3 S 496' OF E 451' OF SE 1/4 5.14 AC	\$951.93
J	800003586	1	9-10-3 RIEGER SUB IN W 1/2 NE 1/4 4.3 AC	\$1,722.84
J	800097246	1/2	2-10-3 W 1/2 SE 1/4 80 AC	\$2,132.45
H	800041542	1	1-11-4 NE 1/4 SE 1/4 40 AC	\$3,216.74
H	800042239	1	9-11-4 #NE 1/4 155.33 AC	\$6,586.20

H	800043685	1/2	26-11-4	#W 1/2 SW 1/4	78.25 AC	\$1,455.62
I	800099680	1/2	4-10-4	N 500' OF E 872' OF S 1/2 NE 1/4	10.0 AC~	\$1,534.57
H	800211472	1/2	12-11-4	#N 1/2 NW 1/4 NW 1/4	14.79 AC	\$1,753.16
A	800225228	1/2	33-12-4	#E 1/2 SW 1/4	38.18 AC	\$779.80
H	800231675	1	20-11-4	TRACT IN SW 1/4	15.71 AC	\$1,987.46
L	800008502	1/2	6-10-1	TRACT IN SW 1/4	3.74 AC	\$750.07
L	800008758	1	10-10-1	#SE 1/4 NE 1/4	1.52 AC	\$367.78
L	800009371	1	19-10-1	N 1/2 SW 1/4 EXC NLY PART	57.87 AC	\$2,667.96
L	800010043	1	30-10-1	N 1/2 SW 1/4	80.47 AC	\$3,807.28
L	800010167	1	33-10-1	N 1/2 NE 1/4	80 AC	\$1,836.52
M	800011465	1/2	11-9-1	TLTS 26-27 IN N 1/2 NE 1/4 N & E OF RIVER	24.51 AC	\$122.66
N	800013786	1	7-9-2	W 1/2 NE 1/4 & SE 1/4 NE 1/4 EXC NE 1/4 SE 1/4 NE 1/4 INCLT 4	110 AC	\$3,482.04
D	800031520	1	34-12-1	SE 1/4	160 AC	\$6,783.10
E	800032802	1/2	17-11-1	N 1/2 NE 1/4	80 AC	\$2,350.62
E	800033396	1/2	26-11-1	#SE 1/4	156.97 AC	\$4,405.56
F	800035720	1	21-11-2	TRACT 125'X220' SW 1/4 SW 1/4	.63 AC	\$670.34
L	800215370	1/2	20-10-1	#KENNETH BRUNS ADD IN SW 1/4 SW 1/4	4.47 AC	\$299.32
L	800230800	1	10-10-1	#SE 1/4 SE 1/4 NE 1/4	.48 AC	\$21.94
E	800231130	1/2	17-11-1	#S 1/2 NE 1/4 & #N 1/2 SE 1/4	136.96 AC	\$3,910.55
D	800030664	1	22-12-1	E 1/2 NE 1/4	80 AC	\$4,537.72
A	800226935	1	12-12-4	.53 AC TRACT IN NW 1/4 SW 1/4		\$57.88
				SPECIAL ASSESSMENTS		\$179,246.86
BC	800048393			PIONEER TOWNSITE BK 6LTS 17-18&1/2 ADJ VAC FREMONT ST		\$114.00
UTICA	800068807			UTICA ADD BLK 17 E 1/2 TLT 8		\$489.12
UTICA	800068831			UTICA ADD BLK 17 W 1/2 LT 9 OR TL 24		\$489.12
						\$180,339.10

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

The Commissioners discussed having a consent agenda on the regular agenda of the Board of Commissioners. They discussed which items could be on the consent agenda. Suggestions of items to put on the consent agenda were fee reports and approval of the minutes. There were differing opinions on placing claims on the consent agenda. There were questions also about approving the agenda. The Attorney's Office will look into it.

Sara Stenger of the Justice Center and Tim Huntington of the Sheriff's Office were present to ask the Board to authorize the use of the funds for Anger Management classes in the jail. It would be a voluntary option for an inmate. The previous Detention Center Director had started the process of an MOU agreement with Four Corners Health Dept. for the classes but had not finished the project before she left employment.

Moved by Culver and seconded by Zabrocki to authorize funds to be used for Anger Management Classes within the jail and the costs to be paid out of the Commissary Fund.

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

Jon Regnier, Highway Supt., was present to talk about the cost of funding options for a mitigation site for Project BRO-7748(1) Beaver Crossing South Bridge on Pioneers Road. He stated that the project directs Seward County to purchase Wetlands Mitigation Credits in the amount of \$110,360.00. He said that the money would be returned as payment for the Federal Fund Project.

Moved by Zabrocki and seconded by Hain to approve the cost of funding for a mitigation site for Project BRO-7748(1) Beaver Crossing South Bridge on Pioneers Road in the amount of \$110,360.00 with the funding to be taken out of the Inheritance and when the funds are reimbursed, is to be put back in the Inheritance Fund.

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

Regnier also gave information on updating Road Department radios. The idea of trying to save costs last year during budget discussion was to use the radios in the equipment

instead of issuing reimbursement for employees using their personal cellphone. It was discovered that the radios in the Road Dept. equipment were old and ineffective. Quotes from Shaffer Communications, Inc. for new radios and the fee to be on the state system were provided and were more costly than providing cell phone reimbursements. Discussion about county wide communication coverage was discussed. One of the quotes for updating the tower at the Missile Base Shop was also discussed.

Moved by Hain and seconded by Zabrocki to approve the quote from Shaffer Communications, Inc. to upgrade the base of the tower at the Missile Base Shop in the amount of \$11,319.44 to be paid out of the Inheritance Fund and begin cell phone reimbursement for Road Dept. employees in the amount of \$35.00 effective 1/30/2024. Affirmative Vote: Hain, Zabrocki, Schmieding, Culver, Ahmic Motion Carried

The Board then discussed the agenda item of Clarification of the Role of the Board of Adjustment. The Board of Adjustment has not convened for many years in Seward County until recently, it convened and there are questions if the subject matter should have been sent to this Board, but rather appealed to District Court. Jeff Ray, Senior Planner of JEO Consulting, and Becky Paulsen, Zoning Administrator, were in attendance to help with the discussion. Ray, who has been involved with planning for over 30 years, stated that in most cases, there are two types of applications for the Board of Adjustment. The first one is administrative. An example would be if there is a clerical error. The second type is "*interpretation*" of zoning regulations. For instance, a building now known as a "shouse"- is it a house or an agriculture building? Ray stated that something like that would go the Board of Adjustment if there were a conflict in *interpretation* of the zoning regulations. He said statutes are clear that the Board of Adjustment does not get involved in certain instances of zoning action such as a conditional use permit. Paulsen said that since the Board of Adjustment convened recently, she has received phone calls from parties asking if they can appeal a Board of Commissioners decision by going to the Board of Adjustment. Ahmic gave information from the handbook of the Nebraska Planning Association. Barb Armstead, Deputy County Attorney, said she has done a thorough investigation and gave a legal opinion on the matter. She stated it was correct that the subject matter came before the Board of Adjustment and was handled correctly. It was suggested that a 2nd legal opinion should be sought. Sharon Powell, Village of Utica Trustee, spoke and felt that her village has encountered the same problem and wants to make sure the village is doing it correctly. Mr. Ray suggested that he and Armstead discuss the issue to see why they differ in opinion. The item will be discussed again at a later date.

Commissioner Zabrocki is absent at 12:12 p.m.

Commissioner Hain led discussion on the Grant Funds being sought by Seward County item on the agenda and stated the Big Blue Tomorrow meeting that was held in Staplehurst last week had great participation. Good response involving letters of support have been received. The Safe Streets and Roads Grant WebEx between the State Dept. of Transportation and Nebraska Association of County Officials (NACO) was mentioned. Information from the Community Projects Fund (CPF) and federal appropriation for a grant was also mentioned.

During the Legislative Update item on the agenda, Commissioner Ahmic shared the NACO list of legislative bills. Many bills were discussed such as LB 1067 in which there is Legislation to eliminate the Inheritance Tax.

The Executive Session was not held.

The Commissioners recessed at 12:56 p.m. as they traveled to the jail for their quarterly jail inspection.

The Commissioners re-convened at 1:11 p.m. at the Seward County Detention Center and inspected the jail.

Commissioner Schmieding was absent at 1:11 p.m.

Known items on the agenda for Board of Commissioners on February 6, 2024 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 January 30, 2024

Other Business Matters to Address When Time Allows

5. Commissioners Reports
6. Discuss/Action – Adopt a Consent Agenda Item for the Board of Commissioners Agenda
7. Discuss/Action – Executive Session – Strategy
8. Discuss/Action – Legislative Update
9. Discuss/Action – Grant Funds being Sought by Seward County
10. Discuss/Action – Agenda for February 13, 2024

9:15 a.m. Discuss/Action – Accept County Treasurer’s 2nd Quarter Investment Report

Moved by Hain and seconded by Culver to adjourn at 1:42 p.m.

Affirmative Vote: Hain, Culver, Ahmic

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 6th day of February 2024.

County Clerk

Chairperson