

# June 15, 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 9:00 a.m. on June 15, 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.

The Seward County Board of Commissioners convened on June 15, 2021 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 Ahmic and seconded by Zabrocki to approve the minutes of June 8, 2021.

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

Sherry Schweitzer updated the Commissioners on activities of her office.

### **Commissioners Reports:**

Commissioner Ahmic reported she attended the Commissioners Workshop provided by NACO last week and also attended the Region V meeting.

Commissioner Vrbka reported he attended the Commissioners Workshop and dealt with road issues.

Commissioner Culver reported he attended the Commissioners Workshop and dealt with several road issues.

Commissioner Schmieding, via zoom, stated he is very appreciative of fellow Commissioners in what they have done while he has been ill and appreciative of all the cards, well wishes and prayers he has received. He is starting to work a bit on some Commissioner work.

Commissioner Zabrocki reported he attended the Commissioners Workshop, the Seward City Council meeting and checked on roads.

Moved by Vrbka and seconded by Zabrocki to adopt Resolution No. 3603 in regard to allowing Jones Bank to withdraw pledged securities.

### **Resolution No. 3603 of the Seward County Board of Commissioners**

WHEREAS the Jones Bank desires to withdraw the following securities:

<u>DESCRIP</u>	<u>CUSIP#</u>	<u>MARKET VALUE</u>
DOUGLAS	259131FCF2	200,000.00
DOUGLAS	25934CPB5	200,000.00
BELLEVUE	473260EJ2	100,000.00
SEWARD	81847ELH7	160,000.00
FFCB AGENCY	3133EMUQ3	500,000.00
FNMA	31418DYH9	1,000,000.00
GNMA	3622AAXL3	1,025,000.00

TOTAL RELEASED 3,185,000.00

WHEREAS: County will still be fully protected. Therefore, let it be resolved, the above withdrawal by the Jones Bank is approved by this County Board.

Moved by Bob Vrbka Seconded by Darrell Zabrocki

Ayes: Ken Schmieding, Robert Vrbka, Misty Ahmic, Darrell J. Zabrocki, John K. Culver, Chair of the Board

Date adopted: 6/15/2021 Attest: Sherry Schweitzer, Seward County Clerk

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

The Commissioners recessed at 9:11 a.m.

The Commissioners re-convened at 9:30 a.m.

Moved by Vrbka and seconded by Ahmic to open bids at 9:30 a.m. for the Road Dept. heavy equipment trailer.

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

Bids were received from Murphy Tractor and Equipment and RDO Truck Center.

Bids will be awarded next week.

The Board recessed at 9:36 a.m.

The Board re-convened at 9:45 a.m.

Becky Paulsen, Weed/Zoning Administrator presented a short form plat for the Board's consideration.

Moved by Vrbka and seconded by Ahmic to adopt Resolution No. 3604 in regard to approving the Herrold Addition short form plat in the W 1/2 SW 1/4 of Section 1 Township 11 North, Range 3 East of the 6th p.m.

#### **RESOLUTION NO. 3604 OF THE SEWARD COUNTY BOARD OF COMMISSIONERS**

**WHEREAS**, Ronnie L Herrold and Cynthia A. Herrold has applied for a Short Form Plat Subdivision, and described as a tract of land in the West 1/2 of the Southwest 1/4 of, Section 1, Township 11N, Range 3E, Seward County, Nebraska, and

**WHEREAS**, the subdivision shall be called HERROLD ADDITION SHORT FORM PLAT, and

**WHEREAS**, The Seward County Planning Commission held a meeting on April 19th, 2021 to consider the Short Form Plat, and

**WHEREAS**, the Planning Commission recommended approval of the HERROLD ADDITION Short Form Plat with a vote of 7 For, 0 against, and 0 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 HERROLD ADDITION Short Form Plat with Resolution No.:  3604 .

Motion By: Bob Vrbka Seconded by: Misty Ahmic

Ayes: Ken Schmieding, Robert Vrbka, Misty Ahmic, Darrell J. Zabrocki, John C. Culver, Chairman, Board of Commissioners

Dated: June 15, 2021 ATTEST: Sherry Schweitzer, Seward County Clerk

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

The Commissioners recessed at 9:48 a.m.

The Commissioners re-convened at 10:00 a.m.

Moved by Vrbka and seconded by Ahmic to open a Public Hearing at 10:00 a.m. to hear comments in regard to an application to re-zone a quarter section of land from Agricultural (A-1) to Transitional Agricultural (TA-1) located in H Precinct in the NE ¼ NE ¼ Section 11 Township 11 North, Range 4 East of the 6th p.m.  
Affirmative Vote: Vrbka, Ahmic, Schmieding, Zabrocki, Culver Motion Carried

Paulsen gave information about the re-zone application and noted the Planning Commission voted to deny it.

Speaking at the hearing in opposition were Caleb Schroeder, Cody Luebbe, Stephanie Luebbe, and Donald Dierberger.

Moved by Zabrocki and seconded by Vrbka to close the public hearing at 10:12 a.m.  
Affirmative Vote: Zabrocki, Vrbka, Ahmic, Schmieding, Culver Motion Carried

Paulsen read the specific facts from the Planning Commission for their decision to deny the application.

Moved by Ahmic and seconded by Zabrocki to adopt Resolution No. 3605 in regard to denying an application to re-zone a quarter section of land from Agricultural (A-1) to Transitional Agricultural (TA-1) located in H Precinct in the NE ¼ NE ¼ Section 11 Township 11 North, Range 4 East of the 6th p.m.

**RESOLUTION NO. 3605 OF THE SEWARD COUNTY BOARD OF COMMISSIONERS**

**WHEREAS**, Greenleaf Land and Cattle Company, Owner Josh Delcamp has applied for a Zoning District change for a quarter section of land from A-1 Agricultural Preservation District to TA-1 Transitional Agriculture, and

**WHEREAS**, the land is described as a tract in the North ½ of the East ½ of the Northeast ¼ of, Precinct H. Section 11, Township 11N, Range4E, Seward County, Nebraska, and

**WHEREAS**, the owner of record is Josh Delcamp, and

**WHEREAS**, Notice of Public Hearing by the Seward County Planning Commission was published in the Seward County Independent, and was posted on the property, and

**WHEREAS**, the Planning Commission held a public hearing on the Zoning District change on May 24th, 2021, and

**WHEREAS**, the Planning Commission had a recommendation to Deny with a vote of 5 in favor 0 against, and 2 absent and not voting.

**WHEREAS**, The Seward County Board of Commissioners held a public hearing on the Zoning Change on June 15th, 2021, and

**WHEREAS**, Notice of Public Hearing by the Seward County Board of Commissioners was published in the Seward County Independent, the Milford Times, and was posted on the property, and

**WHEREAS**, \_\_\_ No one appeared to oppose said amendment

Individuals appeared to oppose said amendment

No one appeared to support said amendment

\_\_\_ Individuals appeared to support said amendment

\_\_\_ Individuals appeared without commitment, and,

**NOW, THEREFORE BE IT RESOLVED** that the Seward County Board of Commissioners do hereby adopt Resolution No. 3605 to approve\_\_\_, deny  the Zoning District Change from A-1 Agricultural Preservation District to TA-1 Transitional Agriculture.

MOTION BY: Misty Ahmic SECONDED BY: Darrell Zabrocki

Ayes: Ken Schmieding, Robert Vrbka, Misty Ahmic, Darrell J. Zabrocki, John C. Culver, Chairman, Board of Commissioners

Dated: June 15, 2021 ATTEST: Sherry Schweitzer, Seward County Clerk

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

**Known items on the agenda for Board of Equalization on June 22, 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 June 8, 2021
4. Discuss/Action – Assessor Information Update

**Known items on the agenda for Board of Commissioners on June 22, 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 June 15, 2021
4. Discuss/Action – Claims for the period through June 11, 2021

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

5. Discuss/Action - Public/Officials/Boards
6. Commissioners Reports
7. Discuss/Action – Discuss/Action – Res. – 30/30 Land Conservation Plan
8. Discuss/Action – East Seward Street Project Update
9. Discuss/Action – Agenda for June 29, 2021

9:15 a.m. Discuss/Action – Award bid for Road Dept. Heavy Duty Trailer

Discuss/Action – Authorize the Chairman to sign the annual Mini Excavator Lease for Nebraska Machinery Company

9:30 a.m. Hearing – Amend the 2020-2021 Seward County Budget

Discuss/Action – Res. – Amend the 2020-2021 Seward County Budget

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

Affirmative Vote: Zabrocki, Vrbka, Ahmic, Schmieding, 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 22<sup>nd</sup> day of June 2021.

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

\_\_\_\_\_  
Chairperson