

# Seward County Board of Commissioners

## June 20, 2017

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 20, 2017 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 20, 2017 at 9:00 a.m.  
Present: Chairman: Roger E. Glawatz  
Members: John Culver, Whitney Fleischman, Eugene Gausman,  
Diana Garske  
County Clerk: Sherry Schweitzer

The Chairman 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 Fleischman and seconded by Gausman to approve the minutes of June 13, 2017.

Affirmative Vote: Fleischman, Gausman, Garske, Culver, Glawatz Motion Carried

Tina Marroquin, Public Defender was present to ask the Commissioners about some logistical items at the Justice Center.

Joe Yocum, Sheriff updated the Board on activities of his office.

Michaela Tuttle, HR Director updated the Board on activities of her office.

Kathy Ruzicka, Aging Services Director and Denise Boyd of Lincoln Area Agency on Aging (LAAA) were present to discuss a 30 hour position for her office. Ruzicka said that after looking at the financials, it was not feasible but asked for a 24 hour employee instead. She previously had an assistant working 20 hours which was first hired because of a grant. Boyd said the grant was not awarded but the LAAA included her salary in their funding of Seward County Aging Services. Boyd said that the 24 hour employee would be paid by the funding that LAAA gives to Seward County. Tuttle said the wage would be at the \$13.24/hr.

Moved by Fleischman and seconded by Culver to authorize Seward County Aging Services to increase their part time Program Assistant hours to 24 hours.

Affirmative Vote: Fleischman, Culver, Garske, Gausman, Glawatz Motion Carried

### **Commissioner Reports:**

Commissioner Culver reported he visited with the County Treasurer, attended a payroll meeting, and visited some villages for the Seward Saline Solid Waste Agency. He also attended a Planning & Zoning meeting and dealt with various constituent issues.

Commissioner Fleischman reported she attended an Ag Society meeting, and dealt with various Justice Center items and constituent concerns.

Marci Fehlhafer, Executive Director for CASA was present to give their annual report and request for a contribution for the next fiscal year.

**Commissioners Reports (Cont.):**

Commissioner Gausman reported he attended a meeting about signs East of Seward, and an Upper Big Blue NRD meeting. He also viewed the road in question east of Tamora, met with Road Dept. employees, and attended the Planning and Zoning Meeting.

Commissioner Garske reported she attended to Justice Center items.

Commissioner Glawatz reported he attended the salary study meeting, SENDD Board meeting, and an NETV event at Old Glory Theatre Building.

Georgia Stockley, Highway Supt. was present to discuss several issues concerning Seward County roads.

One issue was a constituent's idea of placing a sign at the Milford Exit indicating an *East Seward* entrance. Stockley stated the State Dept. of Roads said it would cost \$25,000. The State representative stated while he was neutral to the idea, said the issue would be we are taking business away from the Highway 15 corridor. He also stated the City of Seward would need to OK it. Culver said he felt this is a marketing issue and more entities would need to be involved. Glawatz said more information is needed and would suggest taking no action at this time.

Moved by Garske and seconded by Gausman to authorize the Chairman to sign the Demonstration Agreement with Nebraska Machinery Inc. for a Hydraulic Excavator. Affirmative Vote: Garske, Gausman, Culver, Fleischman, Glawatz Motion Carried

Moved by Fleischman and seconded by Gausman to adopt Resolution No. 3316 in regard to authorizing the Chairman sign the Interlocal Cooperation Agreement with Butler County to repair Bridge No. 001205820 in the NW ¼ of Section 3 Township 12 North Range 3 East of the 6th p.m.

See below for Resolution # 3316

INTERLOCAL COOPERATION AGREEMENT AND RESOLUTION  
BETWEEN BUTLER COUNTY AND SEWARD COUNTY  
FOR BRIDGE REPAIR

Butler County Resolution Number: 2017 - 11  
Seward County Resolution Number: 3316

WHEREAS, both of the parties hereto are political subdivisions of the State of Nebraska; and,  
WHEREAS, the Interlocal Cooperative Act, Neb. Rev. Stat. §13-801 to §13-827, permits local governmental units to make the most efficient use of their powers to enable them to cooperate with other governmental units in an effort to provide services and facilities in a manner that will accord with the needs of their local communities; and,  
WHEREAS, Butler County and Seward County wish to <sup>REPAIR</sup> ~~replace~~ bridge No. C001205820 on a county line road located on the ¼ line of the Southwest Quarter (SW1/4) of Section Thirty-four (34), Township Thirteen (13) North, Range Three (3) East of the 6<sup>th</sup> P.M. in Butler County, Nebraska; and,  
WHEREAS, said improvements include removal and disposal of existing Deck bridge, purchase and installation of New Plank Deck; and,  
WHEREAS, said Counties agree that Butler County and Seward County pay equal amounts (50-50) of the required purchase and installation of the new structure, which cost will be divided equally; and,  
WHEREAS, each County is responsible for acquiring all required right-of-way or temporary right-of-way easements in their respective county needed to construct the project; and,  
WHEREAS, sufficient funds of Butler County and Seward County are now, or will be, available and are hereby pledged at the required time for the purpose of paying for said project; and,  
WHEREAS, each County that is a party to this contract agrees to indemnify and hold harmless, protect and defend the other as well as its elected and appointed officials, employees and representatives against any and all claims, demands, suits, actions, payments and judgments, including any and all costs and expenses connected therewith, for the damages asserted, claimed or recovered against the other or its insurers, because of personal injury, including bodily injury or death, or on account of property damage, in anyway connected with or resulting from the work associated with this agreement; and,  
WHEREAS, each County shall maintain general liability insurance coverage of not less than \$1,000,000 per occurrence and \$2,000,000 annual aggregate covering personal injury, including bodily injury and property damage involved with this agreement. Each party will carry automobile liability limits of not less than \$1,000,000 single limit. Each party will maintain responsibility for

providing its workers with workers' compensation coverage and or any claims associated with its employees.

NOW, THEREFORE IT BE RESOLVED that Butler County and Seward County hereby enter into agreement to repair bridge No. C001205820 located on the ¼ line of the Southwest Quarter (SW1/4) of Section Thirty-four (34), Township Thirteen (13) North, Range Three (3) East of the 6<sup>th</sup> P.M. in Butler County, Nebraska on the county line between Butler County and Seward Counties, in accordance with the terms listed above.

Adopted this 15th day of May, 2017, at Butler, Nebraska.

Supervisor Krafka moved and Supervisor Potter seconded the motion to approve and adopt said resolution.



Dan W. Mack  
Chairman Butler County Board of Supervisors

ATTEST

Heidi A. Garske  
Butler County Clerk

Adopted this 20 day of June, 2017, at Seward County, Nebraska.

Fleischman moved and Gausman seconded the motion to approve and adopt said resolution.

Roger E. Glawatz  
Chairman Seward County Board of Supervisors

ATTEST

Suz Schmeitz  
Seward County Clerk

Affirmative Vote: Fleischman, Gausman, Garske, Culver, Glawatz Motion Carried

Moved by Fleischman and seconded by Culver to adopt Resolution No. 3317 in regard authorizing the Chairman sign the Interlocal Cooperation Agreement with Butler

County to repair Bridge No. 1717 in the NW ¼ of Section 5 Township 12 North Range 4 East of the 6th p.m.

INTERLOCAL COOPERATION AGREEMENT AND RESOLUTION  
BETWEEN BUTLER COUNTY AND SEWARD COUNTY  
FOR BRIDGE REPLACEMENT

Butler County Resolution Number: 2017 - 12

Seward County Resolution Number: 3317

WHEREAS, both of the parties hereto are political subdivisions of the State of Nebraska; and,  
WHEREAS, the Interlocal Cooperative Act, Neb. Rev. Stat. §13-801 to §13-827, permits local governmental units to make the most efficient use of their powers to enable them to cooperate with other governmental units in an effort to provide services and facilities in a manner that will accord with the needs of their local communities; and,  
WHEREAS, Butler County and Seward County wish to replace Bridge No. 1717 on a county line road located on the ¼ m line of the Southwest Quarter (SW1/4) of Section Thirty-two (32), Township Thirteen (13) North, Range Four (4) East of the 6<sup>th</sup> P.M. in Butler County; and,  
WHEREAS, said improvements include removal and disposal of existing <sup>16' P.M.</sup> 20" wood bridge, purchase and installation of <sup>16' P.M.</sup> 2 x 60" cnp; and,  
WHEREAS, said Counties agree that Butler County and Seward County pay equal amounts (50-50) of the required drainage study, removal and disposal of the old structure, the purchase and installation of the new structure, which costs will be divided equally; and,  
WHEREAS said Counties agree that Butler County will schedule the drainage study, contractor and perform construction inspection, and Seward County will apply and obtain all necessary permits; and,  
WHEREAS, each County is responsible for acquiring all required right-of-way or temporary right-of-way easements in their respective county needed to construct the project; and,  
WHEREAS, sufficient funds of Butler County and Seward County are now, or will be, available and are hereby pledged at the required time for the purpose of paying for said project; and,  
WHEREAS, each County that is a party to this contract agrees to indemnify and hold harmless, protect and defend the other as well as its elected and appointed officials, employees and representatives against any and all claims, demands, suits, actions, payments and judgments, including any and all costs and expenses connected therewith, for the damages asserted, claimed or recovered against the other or its insurers, because of personal injury, including bodily injury or death, or on account of property damage, in anyway connected with or resulting from the work associated with this agreement; and,  
WHEREAS, each County shall maintain general liability insurance coverage of not less than \$1,000,000 per occurrence and \$2,000,000 annual aggregate covering personal injury, including

bodily injury and property damage involved with this agreement. Each party will carry automobile liability limits of not less than \$1,000,000 single limit. Each party will maintain responsibility for providing its workers with workers' compensation coverage and or any claims associated with its employees.

NOW, THEREFORE IT BE RESOLVED that Butler County and Seward County hereby enter into agreement to replace Bridge No. 1717 on a county line road located on the ¼ m line of the Southwest Quarter (SW1/4) of Section Thirty-two (32), Township Thirteen (13) North, Range Four (4) East of the 6<sup>th</sup> P.M. in Butler County on the county line between Butler County and Seward County, in accordance with the terms listed above.

Adopted this 15th day of May, 2017, at Butler, Nebraska.

Supervisor Krafka moved and Supervisor Potter seconded the motion to approve and adopt said resolution.



ATTEST

Hicki K. Gaudin  
Butler County Clerk

David W. Mord  
Chairman Butler County Board of Supervisors

Adopted this 20 day of June, 2017, at Seward County, Nebraska.

Fleischman moved and Culver seconded the motion to approve and adopt said resolution.

Roger E. Glawatz  
Chairman Seward County Board of Supervisors

ATTEST

S. J. Schweitz  
Seward County Clerk



Affirmative Vote: Fleischman, Culver, Gausman, Garske, Glawatz Motion Carried

Tuttle was present to discuss a new position in the Maintenance Dept. She was given a new job description which now will be called a Maintenance Technician. She stated she did a salary study of various counties and indicated the salary should be \$16.81. The previous job description was for an entry level Building and Grounds Assistant and this position, with the Justice Center being built, has changed into a new job and new duties.

Moved by Fleischman and seconded by Gausman to change the job description of the Building & Grounds Assistant to Maintenance Technician at a rate of \$16.81/hr.  
Affirmative Vote: Fleischman, Gausman, Garske, Culver, Glawatz Motion Carried

The Commissioners then discussed the "Additions to the Court's AV Systems from Electronic Contracting Company" item on the agenda. Fleischman stated she was made aware of an additional cost to the AV Systems in the court area of the Justice Center. She stated she was trying to see where the request for this cost came from and stated that she had contacted the County and the District Court representatives and they had no knowledge of it. She will talk to the Detention Center Director and the IT contractor about this and report back.

The Commissioners then discussed expenses for courthouse office moves. Fleischman stated that the moves can be planned and both Fleischman and Garske stated that the costs of moving will not come out of the office budgets. Fleischman stated she said that right now, the Justice Center moves are needed first and then they will consider the plans for the courthouse moves.

During Justice Center Update Fleischman indicated the panic buttons will be installed soon. Garske stated that there is a question about the technology closet where there is no ventilation. She also talked about the locks not working in various offices and that the door to the Probation Office possibly being damaged. Fleischman also asked about lack of storage for maintenance. Tina Marroquin, Public Defender suggested putting cabinets in the bathrooms to help with storage. They will ask the Building and Grounds Supt. to look into cabinets.

Known items on the agenda for Board of Equalization on June 27, 2017 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 13, 2017
4. Discuss/Action - Approve Change of Valuation Notices
5. Discuss/Action - Protest Hearings
6. Discuss/Action - Possible Protest Hearings Decisions
7. Discuss/Action - Assessor Information Update

Known items on the agenda for Board of Commissioners on June 27, 2017 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 20, 2017
4. Discuss/Action - Claims for June 2017

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

5. Discuss/Action – Public/Officials/Boards
6. Commissioner's Reports
7. Discuss/Action - Justice Center Update

9:15 a.m. Discuss/Action - Dave Merrill & C J Johnson/Region V Systems/Region V Services – Annual Report and request for Contribution

Moved by Fleischman and seconded by Culver to adjourn at 10:45 a.m.

Affirmative Vote: Fleischman, Culver, Garske, Gausman, Glawatz 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 27<sup>th</sup> day of June 2017.

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

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Chairman