

June 20, 2023

Seward County Board of Equalization

State of Nebraska)
County of Seward) ss.

A regular meeting of the Seward County Board of Equalization was convened in open and public session at 8:30 a.m. on June 20, 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 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 Equalization convened on June 20, 2023 at 8:30 a.m.

Present: Chairperson: John Culver
Members: Misty Ahmic, Raegan Hain, Ken Schmieding, Darrell Zabrocki
Deputy County Clerk: Brandy Johnson
County Assessor: Marilyn Hladky

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.

The Board of Equalization held property valuation protest hearings.

The first protest hearing was #23-1 in the name of Thomas W. Van Steenhoven, who was not in attendance.

Hladky gave her recommendation for the protest.

Moved by Zabrocki and seconded by Ahmic to accept the recommendation of the County Assessor, after an inspection and review of the property, to reduce the value for the change of the condition or grade; or for the correction of property components; or obsolescence factors; or land value change for real estate described as Lots 14 & 15 & 7' of Vacated Alley, Block 1, Mary R. Spears Addition to the City of Seward Nebraska, to \$286,821.00 for Thomas W. Van Steenhoven.

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

Motion Carried

The next protest hearing was #23-2 in the name of Ronald & Debbie Tomes, who were not in attendance.

Hladky gave her recommendation for the protest.

Moved by Ahmic and seconded by Zabrocki to accept the recommendation of the County Assessor after an inspection and review of the property, to reduce the value for the change of the condition or grade; or for the correction of property components; or obsolescence factors; or land value change for real estate described as the North 94' of the West 187' of the West 1/2 of Tax Lot 59 in the NE 1/4 of the NW 1/4 to \$56,084.00 for Ronald & Debbie Tomes.

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

Motion Carried

The last protest hearing was #23-3 in the name of Lindley & Tanya Williams, who were present for their hearing.

Hladky stated that she would like to take this protest back and check her figures again. No action was taken.

Moved by Schmieding and seconded by Ahmic to approve the minutes from June 13, 2023.
Affirmative Vote: Schmieding, Ahmic, Hain, Zabrocki, Culver Motion Carried

Hladky updated the commissioners on activities of her office.

Known items on the agenda for Board of Equalization on June 27, 2023 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 20, 2023
4. Discuss/Action – Protest Hearings
5. Discuss/Action – Assessor Information Update
6. Discuss/Action – Designate Printer for Postcard Bill Postcards

Moved by Hain and seconded by Ahmic to adjourn the Board of Equalization at 8:58 a.m.
Affirmative Vote: Hain, Ahmic, Zabrocki, 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 20th day of June 2023.

County Clerk

Chairperson

June 20, 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 June 20, 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 June 20, 2023 at 9:00 a.m.

Present: Chairperson: John Culver
 Members: Misty Ahmic, Raegan Hain, Ken Schmieding, Darrell Zabrocki
 Deputy County Clerk: Brandy Johnson

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 Zabrocki and seconded by Hain to approve minutes of June 13, 2023.

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

Moved by Ahmic and seconded by Zabrocki to approve the claims through the period of June 9, 2023.

SEWARD COUNTY CLAIMS THROUGH JUNE 9, 2023					
ADVANCED CORR HLTHCR	SE	\$4,552.21	SEWARD SHERIFF'S DEPT	SE	\$38.14
ADVANCED OFFICE AUTOM	EQ	\$7,225.07	SEWARD SHERIFF UNCOLL FEES	FE	\$550.00
AKRS EQUIPMENT	EQ	\$271.95	SEWARD CO SINKING FUND	FE	\$46,300.00
ALL COPY PRODUCTS	SU	\$25.97	SHELLBACK TACTICAL	SU	\$997.94
AMAZON CAPITAL SERV	SE	\$1,920.66	SIRCHIE ACQUISITION CO	SE	\$39.00
AMERITAS LIFE INS CORP	FE	\$20,675.62	SOARIN GROUP, LLC	SE	\$7,765.25
ASSOCIATED ANESTHES	SE	\$835.77	SOFTWARE TECHNOLOGY	EQ	\$708.00
BLACK HILLS ENERGY	UT	\$898.21	ST OF NE DAS STATE ACCNTING	SE	\$1,395.64
BLUE VALLEY BEHAV HLTH	SE	\$480.00	STATE OF NE STATE PATROL	SE	\$1,764.00
BRAVEBE CHILD ADVOCACY	SE	\$4,900.00	SUMMIT FIRE PROTECTION	SE	\$65.00
BURESH LAWN CARE	SE	\$1,400.00	SUMMIT FOOD SERVICE	SE	\$5,682.09
CHARTER COMM	UT	\$310.97	SUNSET LAW ENFORCEMENT	SE	\$3,486.50
CITY OF SEWARD	UT	\$10,698.74	THOMAS&THOMAS CRT RPRT	SE	\$483.82
CLERK OF DIST CRT	SE	\$780.00	TRASH PANDA REFUSE	SE	\$65.00
CORNERSTONE	SE	\$1,235.50	TRITECH FORENSICS	SE	\$155.56
CULLIGAN	SE	\$97.25	UNIVERSITY OF NEBRASKA	SE	\$8,919.85
DAVISSON FURNITURE	SU	\$299.95	VERIZON WIRELESS SERV	UT	\$199.76
DIAMOND DRUGS	SE	\$877.94	VIRTUAL IMPRESSIONS	SE	\$20.00
DOUGLAS CO SHERIFF	SE	\$13.48	VISA	FE	\$10,413.03
EAKES OFFICE PLUS	EQ	\$4,786.96	WATER ENGINEERING	SE	\$210.00
EGR BIRKEL & WOLLMER	SE	\$1,121.00	WELLS FARGO FIN LEASING	EQ	\$198.15
JENNIFER EICKHOFF	SE	\$28.82	WINDSTREAM	UT	\$10,226.69
EQUIFAX WORKFORCE	SE	\$209.95	WYTHERS LAW	SE	\$3,654.00
ERAD GROUP, LLC	SE	\$1,500.00	911 CUSTOM	SE	\$9,788.00
FARMERS COOP	SU	\$13,451.90	BEAVER HARDWARE	SU	\$934.72
GALLS LLC	SE	\$494.32	DALE JOHNSON ENT	SU	\$26,201.90
HELMINK PRINTING	SU	\$1,413.84	DIESEL SPECIALTIES	SE	\$1,800.00
HERPOLSHEIMERS	SE	\$552.77	FASTENAL COMPANY	SU	\$502.68
HOBSON AUTO	SE	\$168.00	HEARTLAND TIRES	EQ	\$539.90
HOLIDAY INN EXP	TR	\$196.00	JOHN DEERE FINANCIAL	FE	\$9.52
HOMETOWN LEASING	EQ	\$370.95	JOHNSON SAND & GRAVEL	SU	\$2,296.73
IDEMIA IDENTITY	SE	\$3,257.00	KELLY SUPPLY CO	SU	\$51.42
INDOFF INC	SU	\$427.27	MEDICAL ENTERPRISES	SU	\$35.00
JONES BANK (FICA)	FE	\$21,094.67	NE PUBLIC POWER DIST	UT	\$60.51
KINER SUPPLY COMPANY	SU	\$3,494.00	NEBRASKA SALT & GRAIN	SU	\$1,931.37
KONICA MINOLTA PREM FIN	FE	\$131.48	NEBRASKA TRUCK REPAIR	SE	\$19.00
LANCASTER CO SHERIFF	SE	\$39.43	NEWMAN SIGNS, INC	SU	\$1,536.42
LANGUAGE LINE SERV	SE	\$52.20	NEXTLINK AIS	EQ	\$39.95
RELX INC	SE	\$213.00	NMC, INC	SE	\$1,117.15
LINCOLN POLICE GARAGE	SE	\$148.19	NORRIS PUB POW DIST	UT	\$1,289.10
MEMORIAL CLINIC	SE	\$203.00	PENNER'S TIRE & AUTO	SE	\$422.07
MEMORIAL HOSPITAL	SE	\$7,361.11	RDO TRUCK CENTERS	EQ	\$2,319.12
MID AMERICAN BENEFITS	FE	\$112.50	REED ELECTRIC	SE	\$233.54
MID-AMERICAN INS GRP	FE	\$49,015.64	SPECIAL ROAD FUND	FE	\$1,060,755.00
MIDWEST AUTOMOTIVE	SE	\$412.80	VERIZON CONNECT NWF	EQ	\$713.80
VISUAL EDGE IT	SU	\$89.88	VILLAGE OF GARLAND	UT	\$62.90
MORROW, POPPE...	SE	\$301.15	ACE IRRIGATION	EQ	\$6,537.65
NIRMA	FE	\$936.00	FIRST WIRELESS	UT	\$3,720.00
KRYSTEL NABER	SE	\$18.34	KOLTERMAN, CLARK	SE	\$61.86
JENNIFER NANTKES	SE	\$14.41	PIZZA KITCHEN	SU	\$115.92
NATL CURRICULUM & TRAIN	SE	\$867.66	RED PATH GALLERY	SE	\$60.00
NE ASSN OF CO OFFICIALS	FE	\$270.00	VALENTINO'S SEWARD	SU	\$93.53
NE ASSN TRANSIT PROVIDERS	FE	\$85.00	NE INDEPENDENT FILM PROJ	SE	\$857.52
NEBRASKA.GOV	FE	\$1.00	SEWARD ARTS COUNCIL	FE	\$1,000.00
N A I S M A	SE	\$589.00	SEWARD KIWANIS	FE	\$527.00
NORTHEAST NE JUVENIL SERV	SE	\$228.75	DELTA DENTAL OF NEBRASKA	FE	\$234.53
ONESOURCE	SU	\$171.00	VSP INSURANCE CO	FE	\$15.57
OREILLY AUTOMOTIVE	SU	\$270.79	MOMS MEALS	SE	\$143.75

PAC N SAVE	SU	\$426.08	US POST OFFICE	SU	\$100.80
PAPER TIGER SHREDDING	SE	\$100.00	ALTAR CONSTRUCTION GRP	SE	\$66,337.35
C. JO PETERSEN	SE	\$2,164.55	TRANSUNION RISK	FE	\$1,730.00
PETTY CASH FUND	FE	\$50.00	WESTERN OIL II	SU	\$1,003.96
PHYSICIANS LAB SERV	SE	\$2,350.00	VIGILNET	SE	\$215.45
PLANET TECHNOLOGIES	EQ	\$16,659.48	ADVENT FINANCIAL SYS	EQ	\$3,000.00
POLLACK AND BALL LLC	SE	\$1,615.00	DIGITAL RIVER INC	EQ	\$499.75
POSTMASTER	SU	\$534.00	MOTIVATE 2 COMMUNICATE	SE	\$150.00
POTTER REPAIR	SE	\$151.08	DALE GRIMES	SE	\$1,055.00
QUILL CORPORATION	SU	\$850.60	NOTARY PUBLIC UNDERWRITERS	SE	\$14.50
REDIGER AUTOMOTIVE	SE	\$70.49	CIDNET	SE	\$3,142.16
REDWOOD TOX LAB	SE	\$362.75	WELLBEING INITIATIVE	SE	\$1,000.00
JENNIFER REES	SE	\$146.73	SALARIES		\$301,619.59
REGION V SERVICES	SE	\$2,484.58	GROSS SALARIES INCLUDE DEDUCTIONS TO:		
REGION V SYSTEMS	SE	\$1,284.00	COLONIAL SUPPLEMENTAL INSURANCE		
SEC OF STATE -ELECTIONS	SU	\$10.00	MID AMERICAN CO WISCONSIN		
SEW CO ASSESS REAPPRSL FND	FE	\$15,000.00	DELTA DENTAL		
SEWARD CO HLTH CLM FND	FE	\$104,010.01	VSP VISION		
SEWARD CO INDEPENDENT	SE	\$2,153.00	WADDELL & REED		

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

Motion Carried

Matt Starkey, Veterans' Service Officer/Public Transit Director, spoke regarding invoices being paid by the Safety Committee. He would like to get a better idea of how it's decided what will be paid by the Safety Committee and what will be paid out of different departments' budgets and discuss this with the Commissioners at budget time.

Commissioners Reports:

Commissioner Ahmic reported that she visited with the Sheriff's Department, received calls regarding Zoning questions, received multiple calls from constituents concerned about hemlock as a noxious weed, worked with CASA on interviews, and worked on the purchase of the new fleet vehicle. Ahmic also commended the Milford & surrounding fire departments on their work in and around Milford on Monday, June 19th.

Commissioner Hain reported that she attended the Four Corners Health Department quarterly meeting and annual banquet, attended wage analysis meetings along with Human Resources, conducted an employee evaluation, met with a detention center employee and attended an Ag Society monthly meeting.

Commissioner Culver reported that he worked on an issue with a constituent who is building a house without a permit.

Commissioner Schmieding reported that he will be attending a Visitors Bureau meeting, and that he has received some road concerns from constituents.

Commissioner Zabrocki reported that he attended a 4th of July Committee meeting, attended a Southeast Nebraska Development District (SEND) Board meeting, and received some inquiries about a recent article by the Flatwater Free Press article, which he has directed people to speak with the County Attorney or Sheriff about.

Matt Kasik of Region V Services was present to give an annual report and request for a continued contribution for the 2023-2024 fiscal year.

Moved by Zabrocki and seconded by Schmieding to accept the Zoning Director's fee report for April 2023 in the amount of \$4,750.00.

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

Motion Carried

Moved by Schmieding and seconded by Hain to accept the Sheriff's fee and mileage report for April 2023 in the amounts of \$1,491.00 and \$591.79.

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

Motion Carried

Moved by Hain and seconded by Ahmic to open the public hearing for a Conditional Use Permit for Contracted Landscapes for real estate in H Precinct in the NE ¼ of Section 31 Township 11 North Range 4 East of the 6th p.m. at 9:30 a.m.

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

Becky Paulsen, Zoning Administrator, asked to table this and repost it for a later date, as the letters for this were sent out with an incorrect time on them.

Moved by Zabrocki and seconded by Ahmic to close the public hearing at 9:31a.m.

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

Moved by Ahmic and seconded by Zabrocki to open the public hearing for a Conditional Use Permit for Industrial Tower D/B/A Viaero Wireless for real estate in B Precinct in the SE ¼ of Section 12 Township 12 North Range 3 East of the 6th p.m. at 9:32 a.m.

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

Paulsen was present to give information about the application and the Planning Commission's recommendation of denial.

Chris Riha of Industrial Tower West was present to speak in favor of this request.

Jonathan Jank & Jacob Jennings of the Seward County Chamber & Development Partnership were present to speak and present a letter of opposition regarding this project.

Nadine Hefner, of the public, was present to speak in opposition of this request.

Moved by Hain and seconded by Zabrocki to close the public hearing at 10:00 a.m.

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

The Commissioners completed the Findings of Facts which is required for a Conditional Use Permit.

BEFORE THE BOARD OF COMMISSIONERS
OF SEWARD COUNTY, NEBRASKA

IN THE MATTER OF
CONDITIONAL USE/DEVELOPMENT PERMIT
REQUEST BY: INDUSTRIAL TOWER WEST LLC. dba VIAERO WIRELESS

THIS MATTER came before the Board of Commissioners at the request of the Applicant for a DEVELOPMENT PERMIT to build and a CONDITIONAL USE PERMIT to operate a Tower. A public hearing was held on the 20th day of June 2023. Notice of said hearing was publicized on the 30th day of May 2023.

THE SEWARD COUNTY BOARD OF COMMISSIONERS recommends to

Approve the Conditional Use Permit

Deny the Conditional Use Permit

With a Roll Call Vote of: 0 For 5 Against 0 Absent Not Voting

Upon Review of all necessary facts, the Seward County Board of Commissioners makes the following findings that the application is for the construction and operation of a 330-foot guyed Tower, and therefore subject to Seward County's Comprehensive Plan and Land Use Matrix of the Seward County Zoning Regulations.

Upon Review of all the necessary facts, the Seward County Board of Commissioners makes the following findings that:

1. N The use, in all other respects, conforms to the applicable regulations of the district in which it is located.
2. Y The use has adequate water, sewer, and drainage facilities.
3. N The use is in harmony with the character of the area and the most appropriate use of the land.

4. Y The establishment, maintenance, or operation of the conditional use will not be detrimental to or endanger the public health, safety, moral, comfort, or general welfare of the county.
5. Y The use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purpose already permitted, nor substantially diminish and impair property values within the neighborhood.
6. N The use will not impede the normal and orderly development of the surrounding property for uses permitted in the district.
7. Y The use has adequate utilities, access roads, and drainage facilities.
8. Y That adequate measures have been or will be taken to provide ingress and egress so designed as to minimize traffic congestion in the public streets.
9. Y The use does not include noise, which is objectionable due to volume, frequency, or beat unless muffled or otherwise controlled.
10. Y The use does not involve any pollution of the air by fly-ash, dust, vapors, or other substance which is harmful to health, animals, vegetation, or other property or which can cause soiling, discomfort, or irritation.
11. Y The use does not involve any malodorous gas or matter, which is discernible on any adjoining lot or property.
12. Y The use does not involve any direct or reflected glare, which is visible from any adjoining property or from any public street, road, or highway.
13. Y The use does not involve any activity substantially increasing the movement of traffic on public streets unless procedures are instituted to limit traffic hazards and congestion.
14. Y The use does not involve any activity substantially increasing the burden on any public utilities or facilities unless provisions are made for any necessary adjustments.

Currently Zoned TA-1

This Conditional Use Permit is applicable to this site only.

A Conditional Use Permit may be granted for a 330-foot guyed Tower in the designated zoning district: The following special conditions have been considered:

1. The effects on the adjacent property, traffic.
2. The public necessity and advantage.
3. The immediate and long-term effect on the environment and the public.
4. The concern for public safety.
5. The application may include documents to indicate conformance to all applicable governmental regulations and standards.

FURTHER, the Board of Commissioners recommends the following specific conditions that are necessary or desirable to address the most appropriate use of the land, the conservation and stabilization of the value of property, the provision of adequate open space for light and air, concentration of populations, congestion of public streets, and the promotion of the general health, safety, welfare, convenience, and comfort of the public:

Dated this 20th day of June, 2023.

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

Moved by Hain and seconded by Schmieding to adopt Resolution No. 3759 in regard to denying the Conditional Use Permit for Industrial Tower D/B/A Viaero Wireless in B Precinct in the SE ¼ of Section 12 Township 12 North Range 3 East of the 6th p.m.

**RESOLUTION NO 3759 OF THE
SEWARD COUNTY BOARD OF COMMISSIONERS**

WHEREAS INDUSTRIAL TOWER WEST LLC. has applied for a Development Permit to Construct, and a Conditional use Permit for the operation of a 330-foot guyed tower, and

WHEREAS the property is described as a tract in the Southeast 1/4 of, Section 12, Township 12N, Range 3E, Seward County, Nebraska, and

WHEREAS The Planning Commission held a public hearing to consider the application at a regular meeting May 15, 2023, and

WHEREAS notice of the public hearing was published in the Seward County Independent, and

WHEREAS The Planning Commission recommended Denial of the Conditional use Permit and finding of facts presented, with a vote of 9 In Favor, 0 Against, and 0 Absent not voting, and

WHEREAS The Seward County Board of Commissioners held a public hearing to consider the application at a regular meeting June 20, 2023, and

WHEREAS notice of the public hearing was published in the Seward County Independent, and

WHEREAS _____ No one appeared to oppose said Conditional Use
 _____ Individuals appeared to oppose said Conditional Use
_____ No one appeared to support said Conditional Use
 _____ Individuals appeared to support said Conditional Use,
_____ Individuals appeared without commitment, and

NOW, THEREFORE BE IT RESOLVED that the Seward County Board of Commissioners do hereby approve _____ or deny the Conditional Use Permit for INDUSTRIAL TOWER WEST LLC. A Development Permit to Construct, and a Conditional Use Permit for the operation of a 330-foot guyed tower at the described location. Parcel Id 800024923 on a tract of ground located in the Southeast 1/4 of, Section 12, Township 12N, Range 3E Seward County Nebraska.

Moved by: Hain Seconded by: Schmieding 06/20/2023
Ayes: Darrell J. Zabrocki, Ken Schmieding, Misty Ahmic, Raegan Hain,
John K. Culver, Chair of the Board
Brandy M. Johnson, Deputy County Clerk

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

Moved by Ahmic and seconded by Zabrocki to adopt Resolution No. 3760 in regard to authorizing Seward County to enter into a One-Year Lease agreement with Arvest for a mini excavator.

RESOLUTION NO 3760

A Resolution authorizing the SEWARD COUNTY, NE to enter into a Municipal Rental Agreement for the purpose of procuring the use of (1) 2023 CATERPILLAR 303.5 Serial # RE902335 with BUCKET-HD 24" Serial# A4222BK31018

WHEREAS SEWARD COUNTY, NE, Nebraska (the "SEWARD COUNTY, NE"), is a political subdivision of the State of Nebraska (the "State") and is duly organized and existing pursuant to the Constitution and laws of the State;

WHEREAS pursuant to applicable law, the governing body of the SEWARD COUNTY, NE (the "Governing Body") is authorized to rent personal property necessary to the functions or operations of the SEWARD COUNTY, NE;

WHEREAS the Governing Body hereby finds and determines that it is appropriate and necessary to the functions and operations of the SEWARD COUNTY, NE for the SEWARD COUNTY, NE to rent the (1) 2023 CATERPILLAR 303.5 Serial # RE902335 with BUCKET-HD 24" Serial# A4222BK31018 described in the bid or proposal of (1) 2023 CATERPILLAR 303.5 Serial # RE902335 with BUCKET-HD 24" Serial# A4222BK31018 (the "Equipment");

WHEREAS the Governing Body hereby finds and determines that the rental of the Equipment pursuant to, and the execution by the County of SEWARD, the Municipal Rental Agreement in the form, or substantially in form, presented to the Governing Body at the time of adoption of this Resolution (the "Rental Agreement"), for the purpose of renting the Equipment, is appropriate and necessary to the functions and operations of the County;

WHEREAS Arvest Equipment Finance, a division of Arvest Bank (the "Lessor") has agreed to act as lessor under the Rental Agreement.

NOW, THEREFORE BE IT ORDAINED AND ENACTED BY THE GOVERNING BODY OF SEWARD COUNTY, NE, Nebraska, that:

Section 1. The bid or proposal for the Equipment to be rented by the SEWARD COUNTY, NE is hereby accepted.

Section 2. The CHAIR COMMISSIONER, his/her signature being attested by the Clerk/Secretary of the SEWARD COUNTY, NE, is hereby authorized to execute the Rental Agreement with the Lessor providing for the rental of the Equipment by the SEWARD COUNTY, NE in the form, or substantially in the form, presented to the Governing Body at the time of the adoption of this Resolution. The CHAIR COMMISSIONER is hereby authorized to negotiate such additional documents as are necessary to complete the Rental Agreement, and the CHAIR COMMISSIONER is hereby authorized to execute, his/her signature being attested by the Secretary/Clerk of the SEWARD COUNTY, NE, any such additional documents or certificates as required by the Lessor. All other related contracts, agreements and documents necessary and incidental to the Rental Agreement are hereby authorized.

Section 3. The rental payments under the Rental Agreement in each fiscal year shall be charged against and paid from the revenues of the SEWARD COUNTY, NE available for such purpose under the laws of the State for such fiscal year. For the purpose of making the said rental payments there is hereby, and shall be, appropriated to pay such rental payments, for the current fiscal year, an amount of general revenues of the SEWARD COUNTY, NE sufficient for such purposes. The Treasurer is hereby authorized and directed to withdraw from the General Fund and/or from such other sources as may be hereafter directed by the Governing Body, the amounts and at the times necessary to make the rental payments under the Rental Agreement.

PASSED AND APPROVED by the Governing Body of SEWARD COUNTY, NE, Nebraska, in a meeting duly held following proper notice thereof on the 20th day of June, 2023.

BY: John K. Culver
PRINTED NAME: JOHN CULVER
PRINTED TITLE: CHAIR COMMISSIONER
DATE: June 20, 2023

WITNESS SIGNATURE: Brandy M. Johnson
DATE: 6-20-23

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

Highway Superintendent, Terry Wicht and Assistant Highway Superintendent, Jon Regnier were present to discuss the Scrap Tire Grant. Wicht asked the Board where they would like the scrap tire event to be held. Culver asked if the missile base was available, as it would allow for space and time for the removal of the tires collected. Ahmic stated that she would speak with Jonathan Jank from the Seward County Chamber & Development Partnership to see if he would like to help promote this. The event will be held in 2024 and the Board will need to decide from what fund any cost beyond what the grant covers will be paid.

Dan Feige of DustLock gave a presentation on his company's dust suppressing agent & road surface stabilizer for rural roads. Discussion was held regarding cost and maintenance of the project. After a contract is created and reviewed by the County Attorney's Office, this item will be brought back to the Board for consideration.

Maria Hatfield, Detention Center Director, was present to discuss the amendment to service license and service agreement with CentralSquare Technologies. She stated that this amendment adds one entity, Butler County 911, giving them their own license separate from the Sheriff's license. When the original contract was signed in 2019, the Butler County Sheriff was all inclusive of Sheriff, Dispatch and Jail. Since that time, they've separated duties and Dispatch is now under their Board of Supervisors rather than the Sheriff's Office.

Moved by Hain and seconded by Zabrocki to authorize the Chairman to sign Amendment 3 to the Software Service License & Service Agreement with CentralSquare Technologies formerly known as Zuercher Technologies.

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

The Board Recessed at 10:43 a.m.
The Board Reconvened at 10:47 a.m.

Kelsi Lee from Mercy City Church was present to request permission to use the west Courthouse lawn for Vacation Bible School games. Discussion was held regarding the use of the Courthouse lawn being used for various events, and some members of the Board stated their apprehension with letting people use the public square for events that aren't open to the public. Eric Hofer, Building & Grounds Superintendent, spoke stating that he feels as though the Board could be setting a precedent by allowing these activities if they don't want to allow something in the future.

Moved by Hain to grant permission to Mercy City Church to use the Courthouse lawn on Thursday, July 6, 2023 from 6-8 p.m. for Vacation Bible School games and activities.

Motion died for lack of a second.

Moved by Zabrocki to decline the request for the use of the Courthouse lawn for Vacation Bible School activities.

Ahmic asked if there is a current policy regarding the use of the lawn and stated that it would be easier to handle these requests in the future if there was a more defined policy.

Seconded by Culver to decline the request for the use of the Courthouse lawn for Vacation Bible School activities for Mercy City Church.

Affirmative Vote: Zabrocki, Culver, Schmieding, Ahmic

Voting No: Hain

Motion Carried

Ahmic led the discussion about the lease for office space on the third floor of the Courthouse for CASA. Currently, CASA requests \$10,000 less in funding from Seward County in return for the use of the space. Ahmic stated that for audit purposes moving forward, the County Attorney & Deputy County Attorney recommended that CASA request the full amount they need, but the county also charge the \$10,000 for the leased space.

Moved by Zabrocki and seconded by Hain to authorize the Chairman to sign the lease agreement with CASA in the amount of \$10,000 from July 1, 2023 to June 30, 2024.

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

Motion Carried

Hain led discussion on reforming the Seward County Aging Services Commission. She stated she had met with the Aging Services Director about reaching out to prior board members to see if they would be interested in serving again. The structure of the board as is specified in the bylaws was discussed. Hain stated that because of the bylaws, some who have served on the board previously may not be able to serve again due to term limits. Ahmic stated she would like to form a board of new members.

It was decided that Hain would work with the County Attorney's Office on changes to the bylaws regarding the number of board members.

During the discussion on Infrastructure Related Grants, Ahmic stated that she will be working on Safe Streets & Roads Grant.

During the discussion on American Rescue Plan Act (ARPA) Funds, it was noted that the claim to Grimes Construction for work done on the Treasurer's Office floor was for the original work done on the floor earlier in the year, and not for any additional work.

Known items on the agenda for Board of Commissioners on June 27, 2023 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, 2023

Other Business Matters to Address When Time Allows

4. Discuss/Action – Public/Officials/Boards
5. Commissioners Reports
6. Discuss/Action – Res – Amend budgets that have gone over for FY 22-23
7. Discuss/Action – Approve logos from Middle Creek Printing for County Departments
8. Discuss/Action – Infrastructure Related Grants
9. Discuss/Action – Agenda for July 3, 2023

9:15 a.m. Jonathan Jank/SCCDP- Annual Report and Request for Ongoing Financial Support

Moved by Zabrocki and seconded by Hain to adjourn at 11:37 a.m.

Affirmative Vote: Zabrocki, Hain, Schmieding, Ahmic, 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 27th day of June 2023.

County Clerk

Chairman