

March 8, 2022

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 March 8, 2022 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 March 8, 2022 at 8:30 a.m.

Present: Chairperson: John Culver
Members: Misty Ahmic, Bob Vrbka, Ken Schmieding, Darrell Zabrocki
County Clerk: Sherry Schweitzer
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.

Moved by Vrbka and seconded by Schmieding to approve the minutes of February 22, 2022.
Affirmative Vote: Vrbka, Schmieding, Zabrocki, Ahmic, Culver Motion Carried

Hladky updated the Commissioners on activities of her office.

Known items on the agenda for Board of Equalization on March 22, 2022 are as follows:

8:30 a.m.

1. Convene and announce Open Meetings Law
2. Pledge of Allegiance
3. Discuss/Action - Approve minutes of March 8, 2022
4. Discuss/Action – Assessor Information Update

Moved by Zabrocki and seconded by Vrbka to adjourn at 8:37 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 22nd day of March 2022.

County Clerk

Chairperson

March 8, 2022

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 March 8, 2022 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 March 8, 2022 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 Zabrocki and seconded by Vrbka to approve the minutes of March 1, 2022.

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

Gary Petersen and Sherry Schweitzer updated the Commissioners on activities of their offices.

Commissioners Reports:

Commissioner Ahmic reported she attended the Milford Chamber of Commerce meeting, the Milford City Council meeting, the Garland Fire Dept. meeting, followed up on a constituent issue and worked on county addressing issues.

Commissioner Vrbka congratulated Zabrocki for being named to the Nebraska Intergovernmental Risk Management Association Board (NIRMA). He stated he will attend an NRD meeting on Thursday, attended the County Tax Sale, and mentioned a legislative bill that if passed, will increase problems in our Detention Center.

Commissioner Culver reported he received information about a road issue, attended the Bee Village Board meeting, and will go to the NRD meeting.

Commissioner Schmieding reported he attended the Seward Fire Dept. meeting, received calls and will attend the Extension Board meeting this week.

Commissioner Zabrocki reported he completed the onboarding with the new 911 Director and went to the Seward Fire Dept and Tamora Fire Dept. meetings. He also checked roads within Seward County and attended the Seward City Council meeting.

Terry Wicht, Highway Supt., was present to discuss the 1 & 6 Year Road Plan. He mentioned that after the hearing last week, three projects have been added onto the plan.

Greg Butcher, Seward City Administrator, was present and spoke about the growth of Seward to the east and stated he would like to be communicating with the County on upgrading roads in that area. There is presently a new development planned on the east side of Seward. He

suggested having a meeting with a both city and county planning commissions and Commissioners/Council.

Raegan Hain, a member of the public, also spoke about repairing a culvert and adding a road near Utica on 462nd Road to the 1 & 6 Year Road Plan. Wicht indicated the culvert will be replaced on the portion of road she is talking about and that it will be returned to black top.

Moved by Vrbka and seconded by Ahmic to adopt Resolution No. 3668 in regard to the adoption of the 1 & 6 Year Road Plan for Seward County including the three additional road projects as mentioned previously.

RESOLUTION NUMBER 3668
SEWARD COUNTY BOARD OF COMMISSIONERS

WHEREAS, Neb. Rev. Stat 39-2119 require annual development and filing with the Nebraska Board of Public Roads Classifications and Standards (NBCS) a One- and Six-Year Plan of highway, road, and street improvements based on a priority of needs and calculated to contribute to the orderly development of an integrated statewide system of highway, roads, and streets.

WHEREAS, a One- and Six-Year Plan was prepared and proposed to the governing body.

WHEREAS, an advanced notice was published in the local newspaper, stating that a public hearing will be held on the proposed One- and Six-Year Plan, was held in the County Commissioner's Room in the Seward County Courthouse, Seward, Nebraska, on Tuesday, March 1st, 2022, at 10:00 a.m.

WHEREAS, an advanced notice was posted at the following places where it was likely to attract attention: Seward Post Office, Seward County Courthouse, Seward Memorial Library and the Seward City Hall.

WHEREAS, a public hearing was conducted on the proposed One- and Six-Year Plan, as stated in the advance notices, on Tuesday, March 1, 2022, at 10:00 a.m.

WHEREAS, the One- and Six- Year Plan as approved by resolution of the governing body on March 8, 2022 at 9:15 a.m.

THEREFORE, BE IT RESOLVED by the Board of Commissioners of Seward County, Nebraska, that the aforementioned approved One- and Six-Year Plan is hereby adopted for submittal to the Nebraska Board of Public Roads Classifications and Standards (NBCS).

Adopted this 8th day of March 2022 at Seward, Nebraska.

Moved by: Vrbka Seconded by: Ahmic 03/08/2022
Ayes: Robert Vrbka, Misty Ahmic, Ken Schmieding, Darrell J. Zabrocki,
John K. Culver, Chair of the Board
Attest: Sherry Schweitzer, Seward County Clerk

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

Moved by Vrbka and seconded by Zabrocki to open bids at 9:30 a.m. for the West Wing Tornado Shelter.

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

Bids were received from Torshel Storm Shelters and Atlas Safe Rooms.

Bids will be awarded in the near future.

Moved by Vrbka and seconded by Schmieding to authorize the County Clerk to advertise for abandoned cemetery mowing.

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

Marci Fehlhafer, Executive Director of CASA, was present to update the Commissioners on activities of her organization. She thanked the Commissioners for using Seward County American Rescue Plan Act (ARPA) funds for the purchase of an "Owl" for Zoom meetings.

She asked that she be permitted to place a table just inside the courthouse for an event in April for Child Abuse Prevention Month. She would put a table inside the courthouse and signs on county property.

Moved by Vrbka and seconded by Schmieding to approve the request from CASA to place a table inside the Courthouse and two signs to be put on county property in April for Child Abuse Prevention Month.

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

Moved by Vrbka and seconded by Zabrocki to accept Clerk of the District Court Fee Report for February 2022 in the amount of \$4,548.53.

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

Moved by Schmieding and seconded by Ahmic to adopt Resolution 3669 in regard to amending Resolution No. 3665 approving T & K Luebbe Subdivision due to errors on the original resolution.

**AMENDED RESOLUTION No. 3669 OF THE
SEWARD COUNTY BOARD OF COMMISSIONERS**

WHEREAS Troy J., and Kaylene A. Luebbe own 154.55 acres of land and have applied for a Short Form Plat to subdivide land under 10.0 acres. and described as a tract of land in the Northwest 1/4 of, Section 19, Township 11N, Range 1E, Seward County, Nebraska, and

WHEREAS the subdivision shall be called the T&K LUEBBE SUBDIVISION SHORT FORM PLAT, and

WHEREAS The Seward County Planning Commission held a meeting on February 21st, 2022, to consider the Short Form Plat, and

WHEREAS the Planning Commission recommended to APPROVE the T&K LUEBBE SUBDIVISION SHORT FORM PLAT, with a vote of 8 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 or Deny the T&K LUEBBE SUBDIVISION SHORT FORM PLAT with Resolution NO: 3669 .

Moved by: Schmieding Seconded by: Ahmic 03/08/2022

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

Attest: Sherry Schweitzer, Seward County Clerk

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

Sheriff Mike Vance was present to discuss a legislative bill that is presently in the Legislature. LB 921, if passed, will require county jails to house inmates who are charged with certain

offenses instead of being housed at the Nebraska Penitentiary. Vance stated that if this bill passes, it will increase costs and liability for the county. He has a meeting scheduled with our Senator to discuss this and asked if a commissioner can join him. Jon Cannon of NACO will also be asked to join them.

The Commissioners discussed a resolution on the agenda to change addresses of certain county residents. When Seward County completed their 911 addressing, rural residents were given a "Road" address, (i.e., 1234 Holdrege Road), but residents lying *within* a rural subdivision were also given a "Unit" number. Some of these residents have asked to have their addresses changed from a "Unit" number to a formal address using "Trail" for example. The process for these requests was outlined in the 1997 zoning regulations. In 2006, the regulations were updated, but was moot on the process of changing addresses. Without getting clarification, the Zoning Administrator, upon getting the address change requests, changed their address. The appropriate process from the 1997 regulations should have been followed which states the Board of Commissioners, by resolution, needs to approve these requests. The resolution on the agenda is to formally approve the addresses of these residents since they have already been in use for up to two years. It was noted, however, that information on the resolution to approve these changes was incorrect. The resolution will be addressed at next week's meeting.

Moved by Vrbka and seconded by Zabrocki to accept the Zoning Dept. Fee Report for February 2022 in the amount of \$2,100.

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

Moved by Zabrocki and seconded by Schmieding to accept the County Clerk Fee Report for February 2022 in the amount of \$33,610.45.

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

The Commissioners discussed ARPA funds. It was noted that various Commissioners have been visiting the Fire Depts and getting the appropriate paperwork completed in order to complete the emergency responder's payment. No application for Seward County ARPA funds has been received from Pleasant Dale or Bee, even though they have indicated they have projects that would qualify for ARPA funding. Discussion about a project involving individual water meters for Utica was discussed.

Known items on the agenda for Board of Commissioners on March 15, 2022 are as follows:

9:00 a.m.

1. Convene and announce Open Meetings Law
2. Pledge of Allegiance
3. Discuss/Action - Approve minutes of March 8, 2022
4. Discuss/Action – Claims for the period through March 4, 2022

Other Business Matters to Address When Time Allows

5. Discuss/Action – Public/Officials/Boards
6. Commissioners Reports
7. Discuss/Action – Res. – Change 210th Road, Units 20-50 to Burr Oak Trail Addresses as suggested by the County attorney's Office.
8. Discuss/Action – Disbursement of American Rescue Plan Act (ARPA) Funds
9. Discuss/Action – Agenda for March 22, 2022

10:00 a.m. Public Hearing/Findings of Facts – Conditional Use Permit for a Livestock Feeding Operation (LFO-2) for Wehrs Feed Yard LLC in Precinct N in the W ¼ SE ¼ and E ½ of SW ¼ of Section 12 Township 9 North Range 2 East of the 6th p.m.

Discuss/Action – Res. - Conditional Use Permit for a Livestock Feeding Operation (LFO-2) for Wehrs Feed Yard LLC in Precinct N in the W ½ SE ¼ and E ½ of SW¼ of Section 12 Township 9 North Range 2 East of the 6th p.m.

Moved by Vrbka and seconded by Zabrocki to adjourn at 10:39 a.m.

Affirmative Vote: Vrbka, Zabrocki 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 15th day of March 2022.

County Clerk

Chairman