

# Seward County Board of Commissioners

## May 23, 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 May 23, 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 May 23, 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 May 16, 2017.

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

Mike Janssen, Building and Grounds Supt. reported the following about the Justice Center: 2 flag poles at the Justice Center have been pulled out, the sprinkler system installation is beginning, reported a stain is on the tiles in the lobby, there is still no heat on the top floor, has spent considerable time on repairing jail cell locks, noted there is a stain on the wall in the District Court area due to a leak. He also asked about storage at the Justice Center for his supplies and stated he will get a cell phone for his office instead of using his own personal phone.

Marilyn Hladky, County Assessor asked about carpet replacement on the 3<sup>rd</sup> Floor where her office will be moving. Commissioner Fleischman stated she would be hesitant to allow individual bids for changes in the Courthouse because there are other offices that may request changes. Hladky also asked about the carpet in the vault, stating it does not currently meet up to the files. Commissioner Culver stated that he would like a plan for the offices that are moving.

Sheila Beins asked the Commissioners about communication. She stated she has sent 3 emails and has not gotten any replies. She said that she was told not to give any furniture to another office but she needs to know about surplus equipment. She also asked about fire extinguishers in her area of the Justice Center. She questioned the library area of the Justice Center and the bookshelves for it. Fleischman stated the area for the library at the Justice Center needs to be used for storage.

Richard Horton, a Seward County constituent asked the Commissioners about parking in front of the VFW. He said that county employees that have offices in the Justice Center are using the area in front of the VFW and he feels that it is hampering

business. Garske said she will ask employees to try and accommodate the VFW on late Friday afternoons.

Moved by Garske and seconded by Fleischman to authorize the Chairman to sign the Orkin Contract for pest control.

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

The Commissioners also considered the contract with Waste Connections for garbage removal. Deputy County Attorney Joe Dalton stated he had reservations about the liquidated damage clause of the contract.

Moved by Fleischman and seconded by Gausman to authorize the Chairman to sign the contract with Waste Connections of Nebraska, Inc. for garbage removal.

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

Moved by Garske and seconded by Fleischman to adopt Resolution No. 3311 in regard to approving the Short Form Plat Subdivision to create the Anderson Addition located in the E ½ SE ¼ of Section 30, Township 9 North Range 2 East of the 6th p.m.

**RESOLUTION NO 3311 OF THE  
SEWARD COUNTY BOARD OF COMMISSIONERS**

**WHEREAS**, Blaine and Jody Anderson have applied for a Short Form Plat Subdivision of property owned by both, and described as a tract of land in the East 1/2 of the South East 1/4 of, Section 30, Township 9 North, Range 2 East, Seward County Nebraska.

**WHEREAS**, The subdivision shall be called the ANDERSON ADDITION, and

**WHEREAS**, The Seward County Planning Commission held a meeting on May 15th, 2017 to consider the Short Form Plat, and

**WHEREAS**, the Planning Commission recommended Approval of the ANDERSON ADDITION Short Form Plat with a vote of 5 For, 0 against, and 2 Absent and Not Voting, and

**WHEREAS**,  No one appeared to oppose the subdivision

Individuals appeared to oppose the subdivision

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 , Deny  the ANDERSON ADDITION Short Form Plat with Resolution NO: 3311.

Motion by: Garske

Seconded by: Fleischman

Ayes: Diana L. Garske, Whitney Fleischman, John K. Culver,

Eugene Gausman, Roger Glawatz, Chairman, Board of Commissioners

Dated: May 23, 2017 ATTEST: Sherry Schweitzer, Seward County Clerk

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

Moved by Fleischman and seconded by Gausman to adopt Resolution No. 3312 in regard to approving the Short Form Plat Subdivision to create the Hughes 1<sup>st</sup> Addition located in the S ½ N ½ NE ¼ of Section 1, Township 11 North Range 4 East of the 6th p.m.

**RESOLUTION NO 3312 OF THE  
SEWARD COUNTY BOARD OF COMMISSIONERS**

**WHEREAS**, Philip Hughes has applied for a Short Form Plat Subdivision of property owned by himself, and described as a tract of land in the South 1/2 of the North 1/2 of the North East 1/4 of, Section 1, Township 11 North, Range 4 East, Seward County Nebraska.

**WHEREAS**, The subdivision shall be called the HUGHES 1ST ADDITION, and

**WHEREAS**, The Seward County Planning Commission held a meeting on May 15th, 2017 to consider the Short Form Plat, and

**WHEREAS**, the Planning Commission recommended Approval of the HUGHES 1ST ADDITION Short Form Plat with a vote of 5 For, 0 against, and 2 Absent and Not Voting, and

**WHEREAS**,  No one appeared to oppose the subdivision

Individuals appeared to oppose the subdivision

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 , Deny \_\_\_\_\_ the HUGHES 1ST ADDITION Short Form Plat with Resolution NO: 3312.

Motion by: Fleischman

Seconded by: Gausman

Ayes: Whitney Fleischman, Eugene Gausman, John K. Culver, Diana L. Garske, Roger Glawatz, Chairman, Board of Commissioners

Dated: May 23, 2017 ATTEST: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Fleischman Gausman Garske Culver Glawatz

Moved by Fleischman and seconded by Gausman to adopt Resolution No. 3313 in regard to approving the Short Form Plat Subdivision to create the Pabin Addition located in the SE ¼ SW ¼ of Section 9, Township 11 North Range 2 East of the 6th p.m.

**RESOLUTION NO. 3313 OF THE  
SEWARD COUNTY BOARD OF COMMISSIONERS**

**WHEREAS**, Kathleen Sandusky-Hamilton has applied for a Short Form Plat Subdivision of property owned by herself, and described as a tract of land in the South East 1/4 of the South West 1/4 of, Section 9, Township 11 North, Range 2 East, Seward County Nebraska.

**WHEREAS**, The subdivision shall be called the PABIAN ADDITION, and

**WHEREAS**, The Seward County Planning Commission held a meeting on May 15th, 2017 to consider the Short Form Plat, and

**WHEREAS**, the Planning Commission recommended Approval of the PABIAN ADDITION Short Form Plat with a vote of 5 For, 0 against, and 2 Absent and Not Voting, and

**WHEREAS**,  No one appeared to oppose the subdivision

Individuals appeared to oppose the subdivision

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 XX, Deny \_\_\_\_\_ the PABIAN ADDITION Short Form Plat with Resolution NO: 3313.

Motion by: Fleischman

Seconded by: Gausman

Ayes: Whitney Fleischman, Eugene Gausman, John K. Culver, Diana L. Garske, Roger Glawatz, Chairman, Board of Commissioners

Dated: May 23, 2017 ATTEST: Sherry Schweitzer, Seward County Clerk

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

Joe Yocum, Sheriff reported he has received 3 Emergency Action Plans. As far as Justice Center news, he reported: that a work station for the first floor has not arrived yet; he is working on the duress alarms issues; there was water in the electronic control room, and he has been working on Standard Operating Procedures for the Justice Center. The City Council has approved parking stalls with a designated time limit and he has been working on the new radio system. He stated that there was a constituent related incident at the Justice Center and said all incidents need to be reported to him. He had meetings in regard to the Blue River Shootout Race where 2 off-duty deputies will work.

Michaela Tuttle, HR Director said that 76 of the 153 employees attended the Safety Training last week. The 2<sup>nd</sup> session was taped so employees not able to attend can see it.

Georgia Stockley, Highway Supt. brought Right of Way requests forward for the Commissioners consideration.

Moved by Fleischman and seconded by Culver to approve the Right of Way request from Black Hills between the SW ¼ of Section 4 and the SE ¼ of Section 5 Township 11 North Range 1 East of the 6th p.m.

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

Moved by Fleischman and seconded by Gausman to approve the Right of Way request from Black Hills between the NE ¼ of Section 8 and the SE ¼ of Section 5 Township 11 North Range 1 East of the 6th p.m.

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

Moved by Fleischman and seconded by Gausman to approve the Right of Way request from Black Hills between the SW ¼ of Section 4 and the SE ¼ of Section 6 Township 11 North Range 1 East of the 6th p.m.

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

Moved by Fleischman and seconded by Gausman to approve the Right of Way request from Black Hills in the SW ¼ of Section 6 Township 11 North Range 1 East of the 6th p.m.

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

Moved by Fleischman and seconded by Gausman to approve the Right of Way request from Black Hills between the SE ¼ of Section 6 and the NE ¼ of Section 7 Township 11 North Range 1 East of the 6th p.m.

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

Moved by Fleischman and seconded by Gausman to approve the Right of Way request from Black Hills between the SW ¼ of Section 6 and the NW ¼ of Section 7 Township 11 North Range 1 East of the 6th p.m.

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

Tina Marroquin, Public Defender and Leann Suellwold representing Probation discussed door locks at their offices in the Justice Center. Marroquin stated the doors into their offices have electronic door locks during 8-5, but the doors cannot be locked *manually* during that time. She indicated they need to lock them during the day at different times. Dan Hejl, Chief Deputy Sheriff was also present to give information about the door locks. He suggested that the electronic door locks be changed to a physical lock. Fleischman stated the electronic door lock/card reader system is frustrating but she understands the need. Marroquin said her office is moving after Memorial Day. Suellwold stated her office is waiting until the courts move.

**Commissioners Reports:**

Commissioner Culver reported he attended the Emergency Action Plan (EAP) Security meeting, visited with liaisons, and checked roads.

Commissioner Fleischman reported she has been working on Justice Center items. She reported the step issue in one of the courtrooms will be fixed and mentioned information about the abandoned cemetery mowing crosses.

Commissioner Gausman reported he attended the EAP meeting, an Upper Big Blue NRD meeting and checked some roads as pertained to water issues.

Commissioners Garske reported she helped with issues at the Seward County Chamber Development & Partnership and attended the EAP meeting

Commissioners Glawatz reported he attended the EAP meeting.

Justice Center Update, Garske reported that the storage is a problem and needs to be worked out, a cabinet at the County Court Office at the Courthouse will be able to be moved to the Justice Center, and Grimes Construction will be putting vents in a door to an electronics room.

Known items on the agenda for Board of Equalization on May 30, 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 May 9, 2017

8:35 a.m. Hearing – Permissive Exemption Applications

- a. St. John’s Lutheran Church (2)
- b. Blue River Pet Rescue
- c. Memorial Health Care Systems
4. Discuss/Action - Decisions on Permissive Exemption Applications
5. Discuss/Action - Assessor Information Update

Known items on the agenda for Board of Commissioners on May 30, 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 May 23, 2017

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

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

10:30 a.m. Discuss/Action - Blue Valley Community Action/Richard Nation – Annual Report and Request for contribution

Moved by Fleischman and seconded by Culver to adjourn at 10:42 a.m.  
Affirmative Vote: Fleischman, Culver, Gausman, Garske, 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 6<sup>th</sup> day of June, 2017.

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County Clerk

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Chairman