

# November 5, 2019

## 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 8:30 a.m. on November 5, 2019 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 Commissioners convened on November 5, 2019 at 8:30 a.m.

Present: Chairperson: John Culver  
Members: Mike Mundhenke, Bob Vrbka, Ken Schmieding  
County Clerk: Sherry Schweitzer  
Absent: Becky Paulsen

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.

Those officials present during their monthly meeting with the Commissioners were Gary Petersen, Barb Liska, Jeff Baker, Brea Ehmen, Marilyn Hladky, Natalie Lord, Jennifer Swerczek, Mike Vance and Sherry Schweitzer.

Jonathan Jank, Executive Director of Seward County Chamber & Development Partnership, updated the Commissioners on activities of his organization.

Moved by Vrbka and seconded by Mundhenke to approve the minutes October 29, 2019.

Affirmative Vote: Vrbka, Mundhenke, Schmieding, Culver Motion Carried

### **Commissioners Reports:**

Commissioner Mundhenke reported he checked on some roads and received some constituent concerns.

Commissioner Vrbka reported he dealt with constituent concerns.

Commissioner Culver reported he met with some Dept. heads and dealt with constituent concerns.

Commissioner Schmieding said he dealt with some constituent concerns and attended County Government Day on the Commissioners' behalf, and he attended a Region V meeting.

Moved by Mundhenke and seconded by Vrbka to authorize the Chairman to sign the Surplus Property Request for the County Clerk.

Affirmative Vote: Mundhenke, Vrbka, Schmieding, Culver Motion Carried

Moved by Vrbka and seconded by Schmieding to accept the October 2019 County Clerk Fee Report in the amount of \$30,192.00.

Affirmative Vote: Vrbka, Schmieding, Mundhenke, Culver Motion Carried

Moved by Mundhenke and seconded by Vrbka to authorize the Chairman to sign a Special Designated Liquor License Request for JUNTO LLC for an event on November 21, 2019.

Affirmative Vote: Mundhenke, Vrbka, Schmieding, Culver Motion Carried

Moved by Vrbka and seconded by Mundhenke to go into Executive Session to discuss Personnel at 9:04 a.m.

Affirmative Vote: Vrbka, Mundhenke, Schmieding, Culver Motion Carried

The Chairman re-stated the reason for Executive Session was for Personnel.

Moved by Mundhenke and seconded by Vrbka to go out of Executive Session at 9:28 a.m.

Affirmative Vote: Mundhenke, Vrbka, Schmieding, Culver Motion Carried

The Chairman stated that while in Executive Session personnel was discussed and no action was made.

Megan Kahler and Jonathan Jank were present to represent BRIDGES for an item on the agenda regarding contracts with the organization. Barb Armstead, Deputy County Attorney, explained Statute 23-3108 and stated that an official can buy items or services if the cost of the item is under \$10,000. The contract in question is whether an official can sign a contract without Board approval even if it is under \$10,000. Kahler and Jank explained that BRIDGES helps facilitate grants for organizations. Bob Dahms said that he recommends that the Board approve the contracts. Chairman Culver stated transparency is important to him and for the taxpayers of Seward County. He recommended officials should let the Commissioners know about any contract they want to enter in. The representatives of BRIDGES will add language in their contracts about the recommendation.

Moved by Vrbka and seconded by Schmieding to accept the resignation of Casey Keim.

Affirmative Vote: Vrbka, Schmieding, Mundhenke, Culver Motion Carried

Moved by Schmieding and seconded by Vrbka to appoint Kim Payne as interim Highway Supt.

Affirmative Vote: Schmieding, Vrbka, Mundhenke, Culver Motion Carried

Moved by Mundhenke and seconded by Vrbka to adopt Resolution No. 3482 in regard to authorizing the Chairman to sign Project Program Agreement 2019 Fracture Critical Bridge Inspection.

## **RESOLUTION**

### **SIGNING OF THE PROJECT PROGRAM AGREEMENT**

#### **2019 FRACTURE CRITICAL BRIDGE INSPECTION**

Seward County

Resolution No. 3482

**Whereas:** the Nebraska Department of Transportation (NDOT) is developing a transportation project, on the behalf of the county, for which it intends to obtain Federal funds;

**Whereas:** Seward County as a sub-recipient of Federal-aid funding is charged with the responsibility of expending said funds in accordance with Federal, State and local laws, rules, regulations, policies and guidelines applicable to the funding of the Federal-aid projects;

**Whereas:** Seward County and the NDOT wish to enter into a Program Agreement to provide for fracture critical bridge inspection and load re-rating (if necessary) services for the Federal-aid project.

**Be it Resolved:** by the Board of Commissioners of Seward County that:

Chair of the Seward County Board of Commissioners is hereby authorized to sign the attached Project Program Agreement between the Seward County and the NDOT.

Seward County is committed to providing local funds for the project as required by the Project Program Agreement.

NDOT Project Number: STP-NBIS(118)

NDOT Control Number: 01003

NDOT Project Name: 2019 Fracture Critical Bridge Inspection

Adopted this 5<sup>th</sup> day of November, 2019 at Seward, Nebraska.

Moved by: Mundhenke      Seconded by: Vrbka      Absent: Paulsen  
Ayes: Michael Mundhenke, Robert Vrbka, Ken Schmieding, John K. Culver,  
Chair of the Board

Attest: Sherry Schweitzer, County Clerk

Board/Council Member     Mundhenke    

Moved the adoption of said resolution

Member     Vrbka     Seconded the Motion

Roll Call:   4   Yes   0   No   0   Abstained   1   Absent

Resolution adopted, signed and billed as adopted

Affirmative Vote: Mundhenke, Vrbka, Schmieding, Culver      Motion Carried

Moved by Vrbka and seconded by Mundhenke to authorize the Chairman to sign the 2019 Fracture Critical Bridge Inspection Agreement.

Affirmative Vote: Vrbka, Mundhenke, Schmieding, Culver      Motion Carried

The Commissioners recessed at 10:10 a.m.

The Commissioners re-convened at 10:33 a.m.

The last item on the agenda regarding a resolution for Project BRO 7080(27) was not approved due to the need for more information. The item will be on next week's agenda.

**Known items on the agenda for Board of Equalization on November 12, 2019 are as follows:**

8:30 a.m.

1. Convene and announce Open Meetings Law
2. Pledge of Allegiance
3. Discuss/Action - Approve minutes of October 22, 2019
4. Discuss/Action – Assessor Information Update

**Known items on the agenda for Board of Commissioners on November 12, 2019 are as follows:**

9:00 a.m.

1. Convene and announce Open Meetings Law
2. Pledge of Allegiance
3. Discuss/Action - Approve minutes of November 5, 2019
4. Discuss/Action – Special Claims

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

5. Discuss/Action - Public/Officials/Boards
6. Commissioners Reports

