

November 9, 2021

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 November 9, 2021 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 November 9, 2021 at 8:30 a.m.

Present: Chairperson: John Culver
Members: Misty Ahmic, Bob Vrbka, Darrell Zabrocki
County Clerk: Sherry Schweitzer
County Assessor: Marilyn Hladky
Absent: Member: Ken Schmieding

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 October 26, 2021.
Affirmative Vote: Zabrocki, Vrbka, Ahmic, Culver Motion Carried

Hladky updated the Commissioners on activities of her office.

Known items on the agenda for Board of Equalization on November 23, 2021 are as follows:

8:30 a.m.

1. Convene and announce Open Meetings Law
2. Pledge of Allegiance
3. Discuss/Action - Approve minutes of November 9, 2021
4. Discuss/Action – Assessor Information Update

Moved by Vrbka and seconded by Zabrocki to adjourn at 8:47 a.m.

Affirmative Vote: Culver, Zabrocki, 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 23rd day of November 2021.

County Clerk

Chairperson

November 9, 2021

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 November 9, 2021 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 November 9, 2021 at 9:00 a.m.

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

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 Ahmic to approve the minutes of November 2, 2021.
Affirmative Vote: Vrbka, Ahmic, Zabrocki, Culver Motion Carried

Moved by Zabrocki and seconded by Vrbka to approve the claims for the period through October 29, 2021.

During discussion time on the motion, Zabrocki explained that the two claims held over last claims period have been resolved and will not be paid by Seward County.

SEWARD COUNTY CLAIMS THROUGH OCTOBER 29, 2021

ADVANCED OFFICE AUTOM	SU	\$460.74	SEWARD CO HLTH CLM FND	FE	\$158,131.24
AMAZON CAPITAL SERVICES	SU	\$1,790.01	SEWARD CO INDEPENDENT	SE	\$780.59
AMERITAS LIFE INS CORP	FE	\$16,639.36	SEWARD CO SINKING FND	FE	\$4,000.00
ART ON DISPLAY	FE	\$36.00	SOARIN GROUP, LLC	SE	\$7,610.00
ASSN ST FLOODPLAIN MGRS	FE	\$165.00	ST OF NE DAS COMM	SE	\$448.00
AWARDS UNLIMITED	SU	\$168.00	SUMMIT FOOD SERVICE	SE	\$5,579.52
BINSWANGER ENT	SE	\$904.00	SOUTH POINTE DEVELOP	SE	\$82.00
BLUE VALLEY COMM ACTION	FE	\$12,641.00	THOMAS & THOMAS	SE	\$141.99
CAMPBELL CLEANING	SE	\$4,380.00	TWIN RIVERS HLTH CR	SE	\$25.00
CAPITAL BUSINESS SYS	SU	\$460.80	UNIVERSITY OF NEBR	SE	\$10,825.10
CITY OF SEWARD	UT	\$10,441.79	UNIV OF NEBR LINCOLN	SE	\$3,701.47
CLERK OF THE DIST CRT	SE	\$341.00	US BANK EQUIP FINANCE	SE	\$182.24
COAST TO COAST COMPUTER	SE	\$449.97	VERIZON WIRELESS SERV	UT	\$2,551.70
DES MOINES STAMP MFG	SU	\$112.95	WELLS FARGO FIN LEAS	SE	\$198.15
DODGE COUNTY SHERIFF	SE	\$18.50	WINDSTREAM	UT	\$982.37
EAKES OFFICE PLUS	SU	\$892.07	WYTHERS LAW	SE	\$437.00
FARMERS COOPERATIVE	SU	\$1,417.19	YORK COUNTY EMA	SE	\$8.00
JOHN FILIPPI DDS D-ABFO	SE	\$1,200.00	KENNETH PANKOKE	SE	\$152.85
FIRST WIRELESS, INC	UT	\$34.50	BLACK HILLS ENERGY	UT	\$59.18
GARCIA CLINICAL LAB	SE	\$20.00	CENTRAL SAND & GRAVEL	SU	\$98,468.44
GREAT PLAINS COMM	UT	\$868.90	DALE JOHNSON ENT	SU	\$35,750.67
GREAT PLAINS UNIFORMS	SE	\$479.00	FASTENAL COMPANY	SU	\$107.22
HAMILTON CO COURT	SE	\$3.75	JOHNSON SAND & GRAVEL	SU	\$20,360.61
HAMPTON INN	TR	\$301.00	MAINELLI WAGNER & ASSOC	SE	\$240.00
HELMINK PRINTING	SU	\$203.00	MEDICAL ENTERPRISES INC	SU	\$5.00

HERPOLSHEIMERS	SE	\$1,711.06	MIDWEST SERVICE & SALES	SE	\$4,083.00
HOBSON AUTO AND TIRE	SE	\$410.17	NE PUBLIC POWER DISTRICT	UT	\$52.89
KEARNEY INVESTMENT	SE	\$467.80	NEXTLINK AIS	SU	\$74.99
HOLT COUNTY SHERIFF	SE	\$41.60	PENNER'S TIRE & AUTO INC	SE	\$124.64
HOMETOWN LEASING	SE	\$404.26	POWERPLAN	SE	\$6,742.36
INDOFF INC	SU	\$148.97	SAPP BROS PETROLEUM INC	SU	\$24,910.50
INSIGHT PUB SECT SLED	SE	\$121.57	SEWARD CO TREASURER	FE	\$15.00
INTL ASSOC ASSESS OFCRS	FE	\$225.00	SEWARD LUMBER	SU	\$72.98
JEO CONSULTING GROUP	SE	\$1,148.32	VILLAGE OF UTICA	UT	\$53.24
JONES BANK (FICA)	FE	\$16,696.41	4 STATE TRUCKS	SE	\$1,275.77
KONICA MINOLTA PREM FIN	SE	\$131.48	GEHRING CONST	SU	\$497,344.15
LANCASTER CO SHERIFF	SE	\$13.77	REED ELECTRIC	SE	\$1,099.71
REBECCA MCKAY	SE	\$163.52	SEW CO ATTY'S OFFICE	FE	\$9,000.00
MEMORIAL CLINIC	SE	\$110.70	SEWARD CO AG SOC	SE	\$180.00
MID AMERICAN BENEFITS	FE	\$93.50	SEW CO CHAMBER	FE	\$500.00
MID-AMERICAN INS GRP	FE	\$41,227.28	VANGUARD APPRAISALS	SE	\$640.00
MIDWEST OFFICE AUTOM	SU	\$39.99	DELTA DENTAL OF NEBR	FE	\$59.94
MIPS INC	SE	\$2,268.29	VISION SERVICE PLAN INS	FE	\$23.29
NE ASSN CO OFFICIALS	FE	\$20.00	MILFORD AGING SERV	SE	\$2,164.00
OFFICENET	SU	\$187.94	SEWARD AGING SERV	SE	\$2,314.50
ONESOURCE	SE	\$119.50	UTICA AGING SERV	SE	\$1,985.80
ORKIN LLC	SE	\$122.00	INTOXIMETERS	SU	\$826.30
PARAMOUNT LAUNDRY	SE	\$57.24	GALLS LLC	SE	\$390.50
PEREZ INTERPRETING	SE	\$100.00	JONES BANK	SE	\$50.00
PETTY CASH FUND	FE	\$200.00	SALARIES		\$242,494.08
PLATTE VALLEY PRINTING	SU	\$149.99	GROSS SALARIES INCLUDE DEDUCTIONS TO:		
POTTER REPAIR	SE	\$357.51	COLONIAL SUPPLEMENTAL INSURANCE		
QUADIENT LEASING	SU	\$81.98	MID AMERICAN CO WISCONSIN		
QUADIENT, INC	SU	\$1,327.52	DELTA DENTAL		
REDIGER AUTOMOTIVE	SE	\$91.23	VSP VISION		
SEC OF STATE - ELECTIONS	FE	\$20.00	WADDELL & REED		
SEWARD COUNTY COURT	SE	\$580.55			

Affirmative Vote: Zabrocki, Vrbka, Ahmic, Culver

Motion Carried

Moved by Zabrocki and seconded by Ahmic to approve the Premium Pay to employees using the American Rescue Plan Act Funds

PREMIUM PAY USING ARPA FUNDS

SALARIES	\$358,232.16
AMERITAS LIFE INS CORP	\$24,636.79
JONES (FICA)	\$27,404.76

Affirmative Vote: Zabrocki, Ahmic, Vrbka, Culver

Motion Carried

Shannon Arena, Interim 911 Director, updated the Commissioners on activities of the 911 Department.

Commissioners Reports:

Commissioner Ahmic reported she attended two meetings involving the City of Milford, worked on a premium pay project for American Rescue Plan Act (ARPA), contacted Ehlers about equipment for the Commissioners Room, visited with some county departments about IT, worked on tracking for ARPA, and will attend the Milford Aging meeting.

Commissioner Vrbka reported he worked with the Cordova and Staplehurst Boards on ARPA funding.

Commissioner Culver reported he had met with some Department Supervisors, checked roads, and checked some abandoned cemeteries.

Commissioner Zabrocki reported he went to the Seward City Council meeting, checked some abandoned cemeteries, checked roads, dealt with one road issue, checked on farmers market insurance, and reported on 911 activities.

Marilyn Hladky, County Assessor, was present to request increasing speed for their internet from 30 x 30 Mbps to 100 x 100 Mbps.

Moved by Vrbka and seconded by Ahmic to approve the internet connection from 30 x 30 Mbps to 100 x 100 Mbps for the Assessor’s and Treasurer’s Office.

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

Bob Dahms, County Treasurer, and Sherry Leising, Deputy County Treasurer, were present to request the use of a different email provider for the Treasurer and Assessor. He stated that he feels he needs to trust the IT person that provides service; and he stated several instances where he feels the service was not acceptable. Leising gave examples of problems they have had with the spam filter that the current IT provider recently subscribed to. Hladky stated that she feels trust and honesty are important and said she has checked with other counties who use Google business for their email. Recently, Seward County has applied for a .gov account and wants to have all emails using that domain extension. Ahmic stated that she agrees that there is a problem with the new spam filter but Soarin’ has been asked to come back with the options. Zabrocki stated he feels that the county should be with one provider.

Moved by Vrbka to approve the request to use a different email provider for the Treasurer and Assessor’s Office. Motion failed for lack of a second.

The Commissioners decided to wait to make any decision until different options are received from Soarin’.

Moved by Vrbka and seconded by Zabrocki to open a Public Hearing at 10:11 a.m. for the Conditional Use/Development Permit to operate and construct a tower for Verizon Wireless on land owned by Galen & Julie Roebke in H Precinct in the NE ¼ of Section 30, Township 11 North, Range 4 East of the 6th p.m.

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

Becky Paulsen, Weed/Zoning Administrator, presented information about the application and stated the Planning Commission recommended approval with a vote of 6 for; 0 against; and 2 absent and not voting.

Jeffrey Skinner with Verizon Wireless spoke in favor of said permit.

Moved by Vrbka and seconded by Zabrocki to close the Public Hearing at 10:17 a.m.

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

The Findings of Facts were completed.

BEFORE THE COUNTY BOARD OF SEWARD COUNTY, NEBRASKA

IN THE MATTER OF)	
)	
CONDITIONAL USE PERMIT)	
)	
)	FINDINGS OF FACT
)	
<u>NEVCO representing Verizon</u>)	
APPLICANT)	

THIS MATTER came before the Seward County Board of Commissioners on the request of the Applicant for a conditional use permit. Public hearing was held on the 9th day of November 2021. Notice of said hearing was publicized on the 26th day of October, 2021.

The Board of Commissioners recommends to

X approve the conditional use permit

deny the conditional use permit

UPON REVIEW of all necessary facts, the Board of Commissioners makes the following findings that:

1. Y 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. Y 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. Y 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.

Specific Findings of fact

FURTHER recommend 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 9th day of November , 2021.

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

Moved by Zabrocki and seconded by Vrbka to adopt Resolution No. 3643 in regard to approving the Conditional Use/Development Permit to operate and construct a tower for Verizon Wireless on land owned by Galen & Julie Roebke in H Precinct in the NE ¼ of Section 30, Township 11 North, Range 4 East of the 6th p.m.
Affirmative Vote: Zabrocki, Vrbka, Ahmic, Culver Motion Carried

**RESOLUTION No. 3643 OF THE
SEWARD COUNTY BOARD OF COMMISSIONERS**

WHEREAS, Verizon Wireless has applied for a Conditional Use to operate, and a Development Permit to construct a new Telecommunications Tower, and

WHEREAS, the property is described as Precinct H, in the Northeast ¼ of, Section 30, Township 11N, Range 4E, Seward County, Nebraska, and

WHEREAS The Planning Commission held a public hearing to consider the application at a regular meeting October 18th, 2021, and

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

WHEREAS The Planning Commission recommended Approval of the Conditional Use and Development Permit to operate and construct a tower, with a vote of 6 In Favor, 0 Against, and 2 Absent and Not Voting, and

WHEREAS The Seward County Board of Commissioners held a public hearing to consider the application at a Public Hearing November 9th, 2021, and the Seward County Board of Commissioners reviewed the Findings of Facts on October 9th, 2021.

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

WHEREAS No one appeared to oppose said Permitted Conditional Use
 Individuals appeared to oppose said Permitted Conditional Use
 No one appeared to support said Permitted Conditional Use
 Individuals appeared to support said Permitted 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 to operate and Development Permit to construct a new Telecommunications Tower for Verizon Wireless in the Northeast ¼ of, Section 30, Township 11N, Range 4E, Seward County, Nebraska.

Commissioner Schmieding was absent at the time this Resolution was passed.

Moved by: Zabrocki Seconded by: Vrbka 11/09/2021
Ayes: Darrell J. Zabrocki, Misty Ahmic, Robert Vrbka,
John K. Culver, Chair of the Board
Attest: Sherry Schweitzer, Seward County Clerk

Brandy Johnson, Deputy County Clerk, presented information on the request for a new mail machine for the Courthouse. She stated the current machine was purchased in 2010 and it is not currently compliant. She stated the company came out to demonstrate a new machine and provided information for purchasing a new machine or leasing it.

Moved by Ahmic and seconded Zabrocki to purchase a new mail machine and maintenance agreement for \$8,338.00 from Quadiant.
Affirmative Vote: Ahmic, Zabrocki, Vrbka, Culver Motion Carried

Donald Corner and Gregory Holloway from the Village of Bee were present to ask for Seward County American Rescue Plan Act (ARPA) funds. They are requesting funds for a new lift station in the amount of \$206,000.00 and new gate valves for \$46,200.00. Ahmic asked the

amount of ARPA funds Bee had received and they did not currently know. They will be provided an application for funds and will get back after more information is received.

Moved by Vrbka and seconded by Ahmic to accept Clerk of the District Court Fee Report for October 2021 in the amount of \$2,496.22.

Affirmative Vote: Vrbka, Ahmic, Zabrocki, Culver

Motion Carried

Moved by Zabrocki and seconded by Vrbka to accept the County Clerk Fee Report for October 2021 in the amount of \$25,808.50.

Affirmative Vote: Zabrocki, Vrbka, Ahmic, Culver

Motion Carried

The Commissioners discussed the disbursement of American Rescue Plan Act (ARPA) funds. Ahmic stated she was looking into information about another Premium Pay type of disbursement of ARPA funds. She has also started a spreadsheet showing information about disbursement of ARPA funds. The Commissioners discussed a draft form of the agreement that the County will have the Cities of Milford and Seward sign in order to get the funds the Commissioners have obligated to them. The Commissioners also looked at an application that everyone will be required to complete if they are asking for ARPA funds. They also discussed the funding for the Tele-health room at the West Wing.

Moved by Vrbka and seconded by Ahmic to approve \$2,931.22 in ARPA funds for the Veterans Tele-Health Room in the West Wing annex.

Affirmative Vote: Vrbka, Ahmic, Zabrocki, Culver

Motion Carried

Moved by Vrbka and seconded by Zabrocki to replace the microphones for the Commissioners room not to exceed \$400.00.

Affirmative Vote: Vrbka, Zabrocki, Ahmic, Culver

Motion Carried

The Commissioners discussed re-districting the Commissioners District. Census numbers were received from the 2020 census and the Commissioners have until December 30, 2021 to set new boundaries. Schweitzer has been working with GWorks on getting new suggested boundaries in map form. She stated the resolution would need to come before the Commissioners for approval in the next two weeks.

Known items on the agenda for Board of Commissioners on November 16, 2021 are as follows:

9:00 a.m.

1. Convene and announce Open Meetings Law
2. Pledge of Allegiance
3. Discuss/Action - Public/Officials/Boards
4. Discuss/Action - Approve minutes of November 9, 2021

Other Business Matters to Address When Time Allows

5. Commissioners Reports
6. Discuss/Action – Disbursement of American Rescue Plan Act (ARPA) Funds
7. Discuss/Action – Disbursement if ARPA funds for future Owl Maintenance Agreements
8. Discuss/Action – Application Form for ARPA Funds
9. Discuss/Action – Agreement for ARPA Funds

9:30 a.m. Four Corners Health District – Appoint New Member to Four Corners Health District

9:45 a.m. Discuss/Action – Res. – Revocation of the Anderson-Foltz Subdivision in Precinct N in the SW ¼ of Section 17 Township 9 North Range 2 East of the 6th p.m.

Moved by Zabrocki and seconded by Vrbka to adjourn at 11:21 a.m.

Affirmative Vote: Zabrocki, Vrbka, 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 16th day of November 2021.

County Clerk

Chairman