

# November 19, 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 9:00 a.m. on November 19, 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 19, 2019 at 9:00 a.m.

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

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 November 12, 2019.

Affirmative Vote: Vrbka, Schmieding, Culver

Abstain: Paulsen as she was not at such meeting

Motion Carried

Becky Paulsen, Zoning/Weed Administrator, updated the Commissioners on the activities of her office.

### **Commissioners Reports:**

Commissioner Vrbka reported he was involved in interviews for the Highway Supt. and attended an Ag Society meeting.

Commissioner Culver reported he also was involved in interviews for the Highway Supt., received various emails, and attended Planning & Zoning meeting.

Commissioner Schmieding reported he attended a Region V meeting.

Commissioner Paulsen had no report.

Moved by Vrbka and seconded by Paulsen to accept the Sheriff's Fee and Mileage Report for October 2019 in the amount of \$2,152.00 and \$1,027.52, respectively.

Affirmative Vote: Vrbka, Paulsen, Schmieding, Culver

Motion Carried

Kim Payne, Interim Highway Supt., brought several documents for the Commissioners consideration.

Moved by Vrbka and seconded by Paulsen to adopt Resolution No. 3484 in regard to the Annual Certification of Programs Compliance to Nebraska Board of Public Roads Classifications and Standards 2019.

RESOLUTION  
SIGNING OF THE  
COUNTY ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE FORM  
2019

RESOLUTION No. 3484

WHEREAS: State of Nebraska Statutes, sections 39-2115, 39-2119, 39-2120, 39-2121, and 39-2520(2), requires an annual certification of program compliance to the Nebraska Board of Public Roads Classifications and Standards; and

WHEREAS: State of Nebraska Statute, section 39-2120 also requires that the annual certification of program compliance by each county shall be signed by the County Board Chairperson and shall include a copy of a resolution of the governing body of the county authorizing the signing of the certification form.

Be it resolved that he County Board Chairperson of Seward is hereby authorized to sign the attached County Annual Certification of Program Compliance form.

Adopted this 19<sup>th</sup> day of November, 2019 at Seward Nebraska.

Absent: Mundhenke

County Board Members: Robert Vrbka, Ken Schmieding, Becky Paulsen, John K. Culver

County Board Member Vrbka

Moved the adoption of said resolution

Member Paulsen seconded the Motion

Roll Call: 4 Yes 0 No 0 Abstained 1 Absent

Resolution adopted, signed and billed as adopted.

Attest: Sherry Schweitzer, County Clerk

Moved by: Vrbka

Seconded by: Paulsen

11/19/19

Ayes: Robert Vrbka, Ken Schmieding, Becky Paulsen, John K. Culver, Chair of the Board

Attest: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Vrbka, Paulsen, Schmieding, Culver

Motion Carried

Moved by Vrbka and seconded by Paulsen to authorize the Chairman to sign the Annual Certification of Programs Compliance to Nebraska Board of Public Roads Classifications and Standards 2019.

Affirmative Vote: Vrbka, Paulsen, Schmieding, Culver

Motion Carried

Moved by Vrbka and seconded by Paulsen to adopt Resolution No. 3485 in regard to an agreement with the State of Nebraska Dept. Of Transportation and Burlington Northern Santa Fe Railway for Federal Aid Bridge Project BRO-7080(27) Seward South.

**RESOLUTION NO. 3485**

**WHEREAS**, the County Board of Seward County, the BNSF Railway and the State of Nebraska intend to replace a bridge on the county road adjacent to the BNSF bridge on S. 2<sup>nd</sup> St, south of Seward, NE at BNSF Railway DOT No. 072936W.

WHEREAS, the parties have provided for the terms and conditions for making those improvements in a Supplemental Agreement.

WHEREAS, the County of Seward wishes to enter into this three-party agreement.

**NOW, THEREFORE, BE IT RESOLVED**, the County Board of Seward County hereby authorizes the County Board Chair to sign an agreement with the State of Nebraska, Department of Transportation and the BNSF Railway for the replacement of a bridge on the county road adjacent to the BNSF bridge on S. 2<sup>nd</sup> St, south of Seward at BNSF Railway at DOT. No. 072936W.

NDOT Project Number: BRO-7080(27)  
NDOT Control Number: 11781  
NDOT Project Description: Seward South

**RESOLVED THIS** 19<sup>th</sup> **DAY OF** November, **2019.**

John K. Culver, County Board Chair

**ATTEST:** Sherry Schweitzer, County Clerk

Moved by: Vrbka                      Seconded by: Paulsen                      11/19/19  
Aye: John K. Culver, Chair of the Board  
Attest: Sherry Schweitzer, Seward County Clerk

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

Moved by Paulsen and seconded by Vrbka to authorize the Chairman sign the agreement with the State of Nebraska Dept. Of Transportation and Burlington Northern Santa Fe Railway for Federal Aid Bridge Project BRO-7080(27) Seward South.  
Affirmative Vote: Paulsen, Vrbka, Schmieding, Culver                      Motion Carried

The Commissioners recessed at 9:25 a.m.  
The Commissioners re-convened at 9:30 a.m.

Sheriff Mike Vance was present to discuss the Operations Assistant/Matron Job Description placement on the Grade and Step Plan. Barb Armstead, Deputy County Attorney, stated that there is a specific statute that pertains to "matrons" in jails. She stated that the job description may need to be changed. Brea Ehmen, HR Director, stated that the job description was changed and included more duty changes than just being a matron. After much discussion, it was decided that the job description needs modified and then the placement on the Grade will be decided. The item will be on next week's agenda.

Ehmen led discussion on an Employee Holiday Wellness Challenge over the holiday season. She stated she would like to reward employees who participate in a challenge. She stated that according to statutes, a public hearing and a policy would need to be developed. The Commissioners stated they would be open to the idea and told Ehmen to start the process of developing a policy and the needed process of a public hearing.

The Commissioners recessed at 10:08 a.m.  
The Commissioners re-convened at 10:14 a.m.

Moved by Vrbka and seconded by Schmieding to go into Executive Session at 10:15 a.m. to discuss Personnel, it being necessary to protect the reputation of the individual(s).  
Affirmative Vote: Vrbka, Schmieding, Paulsen, Culver                      Motion Carried

The Chairman re-stated that the reason for Executive Session is to discuss personnel.

Moved by Paulsen and seconded by Vrbka to go out of Executive Session at 10:49 A.M.  
Affirmative Vote: Paulsen, Vrbka, Schmieding, Culver                      Motion Carried

Culver stated that during Executive Session no action was taken.

**Known items on the agenda for Board of Commissioners on November 22, 2019 are as follows:**

8:00 a.m.

1. Convene and announce Open Meetings Law
2. Pledge of Allegiance
3. Discuss/Action – Claims for November 2019

**Known items on the agenda for Board of Equalization on November 26, 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 November 12, 2019
4. Discuss/Action – Assessor Information Update

**Known items on the agenda for Board of Commissioners on November 26, 2019 are as follows:**

9:00 a.m.

4. Convene and announce Open Meetings Law
5. Pledge of Allegiance
6. Discuss/Action - Approve minutes of November 19, 2019
7. Discuss/Action – Approve minutes of November 22, 2019

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

8. Discuss/Action - Public/Officials/Boards
9. Commissioners Reports
10. Discuss/Action – Surplus Property Disposal Request from Aging Services
11. Discuss/Action – County Hours and Board meeting on December 24, 2019
12. Discuss/Action – Agenda for December 3, 2019

9:15 a.m. Discuss/Action – Discuss/Action – Modify Job Description for Operation Assistant/Matron to Operation Assistant and set starting Grade and Wage for position and set Grade and Wage for employee.

Moved by Paulsen and seconded by Vrbka to adjourn at 10:49 a.m.

Affirmative Vote: Paulsen, Vrbka, 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 26<sup>th</sup> day of November 2019.

\_\_\_\_\_  
County Clerk

\_\_\_\_\_  
Chairperson