

# November 20, 2018

## 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 20, 2018 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 20, 2018 at 9:00 a.m.

Present: Chairperson: Roger E. Glawatz  
Members: John Culver, Whitney Fleischman, Becky Paulsen  
County Clerk: Sherry Schweitzer  
Absent: Member: Gene Gausman

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 Paulsen and seconded by Culver to approve the minutes of November 13, 2018.

Affirmative Vote: Paulsen, Culver, Fleischman, Glawatz Motion Carried

Due to the resignation of Diana Garske as a member of the Board of Commissioners, a new Vice-Chairman is needed to be elected.

Paulsen nominated Fleischman as Vice Chairman.

Moved by Culver and seconded by Fleischman to cease nominations and cast a unanimous ballot for Fleischman as Vice-Chairman.

Affirmative Vote: Culver, Fleischman, Paulsen, Glawatz Motion Carried

During public official's time, Marilyn Hladky mentioned that her family went to Alaska and saw the sign that mentioned "Seward Nebraska, 4,135 miles." The sign on the southwest corner of the Seward Courthouse Square says "Seward Alaska 4,135 miles" and is in bad shape. She asked if the sign can be replaced because of the poor appearance. Glawatz said he wasn't sure who made it but will look into it.

### **Commissioners Reports:**

Commissioner Culver reported he had attended the auditors exit interview and dealt with phone calls and other kind of correspondences.

Commissioner Fleischman reported she met with Dept. heads and has been asked to be at a Seward County Chamber Development Partnership event and noted she will have a Blue Valley Community Action meeting this evening.

Commissioner Glawatz reported he also attended the audit exit interview, attended a SENDD meeting, met with the County Clerk, and dealt with various correspondences.

Commissioner Paulsen reported she went to a BRIDGES and a SCCDP meeting.

Commissioner Culver reported on the Commissioner Room remodel item on the agenda. Electricians are scheduled to come next week to start with the electrical needs of the new audio system.

Future meeting dates were discussed. Both Christmas and New Year's Day falls on a Tuesday and so the dates of the last December meeting and the first meeting on January need to be changed. The last meeting in December will be December 27, 2018 at 8:30 a.m. and the first meeting in January will be January 2, 2018 at 8:30 a.m.

Carrie Gottschalk and Ann Dobesh were present to discuss renovation plans for the Extension Office at the West Wing Building. They supplied a proposal from area contractors with ideas for a meeting room, office space and a kitchen area. They were awarded funds from Monsanto and from the University of Nebraska to help pay for the renovations. An additional \$17,949.95 is requested. This part of the renovation does not include the kitchen area. Fleischman stated that in previous years the Extension Office had requested money to be put away for this renovation and was always denied due to budget cuts. She said the Inheritance Fund is the only place where funds can come from to pay for this.

Moved by Fleischman and seconded by Paulsen allow the Extension Office to make renovation changes to their offices at the West Wing Building up to \$20,000 and with anything exceeding that amount to come to the Board for approval.

Affirmative Vote: Fleischman, Paulsen, Culver, Glawatz Motion Carried

Commissioner Paulsen removed herself from the Board at 9:38 a.m.

Becky Paulsen, Seward County Weed/Zoning Administrator presented a short form plat for the Commissioners consideration.

Moved by Fleischman and seconded by Culver to adopt Resolution No. 3411 in regard to approving the Grantski Addition short form plat in L Precinct in the SE ¼ of Section 14 Township 10 North, Range 1 East of the 6th p.m.

**RESOLUTION NO 3411 OF THE SEWARD COUNTY BOARD OF COMMISSIONERS**

**WHEREAS**, Lenard and Linda Grantski own 160.0 acres and have applied for a Short Form Plat Subdivision, and described as a tract of land in the South East 1/4 of, Section 14, Township 10N, Range 1E, Seward County, Nebraska, and

**WHEREAS**, The subdivision shall be called GRANTSKI ADDITION SHORT FORM PLAT, and

**WHEREAS**, The Seward County Planning Commission held a meeting on September 24th, 2018 to consider the Short Form Plat, and

**WHEREAS**, the Planning Commission recommended Approval of the

HENKE ADDITION Short Form Plat with a vote of 7 For, 0 against, and 0 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



\$200,000 – Douglas County Nebraska School District #66  
General Obligation Ltd Fixed Fed BQ Book-Entry

Dated this 20<sup>th</sup> day of November, 2018.

Moved by: Fleischman                      Seconded by: Culver    Absent: Gausman  
Ayes: Whitney M. Fleischman, John K. Culver, Becky Paulsen,  
Roger E. Glawatz, Chair of the Board  
Adopted: 11/20/18                      Attest: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Fleischman, Culver, Paulsen, Glawatz                      Motion Carried

Mike Janssen, Supt. of Building and Grounds was present to let the Commissioners know that he has had problems with filling positions for custodial purposes at the courthouse. He needs someone for part-time custodial work and also for snow removal. He would like to, in the future, make a 30-hour position to handle these duties. Currently, he needs someone immediately so he is looking to hire contractors. Fleischman stated she was in favor of using local businesses right now. Janssen was directed to let the HR Dept. help in making a new job description for the additional staff.

Moved by Fleischman and seconded by Culver to authorize Janssen to find a contractor to help with staffing needs at this time.

Affirmative Vote: Fleischman, Culver, Paulsen, Glawatz                      Motion Carried

Janssen also talked to the Board about invoices he had received from Soarin' Group for IP Controlled Power Strips at the Justice Center. No one seems to know who approved these devices which were approximately \$662 each. Maria Hatfield, Detention Center Director, said that internet was down at the Justice Center and these devices were installed so that Soarin' Group can remote in. Fleischman stated that there needs to be parameters set so that Soarin' Group knows when they have to get approval before installing something. Fleischman said there should be some guidelines established. She suggested the cost of these power strips be taken out of the IT budget in Misc. General.

Moved by Fleischman and seconded by Culver to take the IP Controlled Power Strips purchased for the Justice Center out of the IT Budget line item in the Miscellaneous General Budget.

Affirmative Vote: Fleischman, Culver, Paulsen, Glawatz                      Motion Carried

Carina Sanchez, Payroll Administrator, was present to offer a flexible spending renewal document for the Commissioners consideration.

Moved by Fleischman and seconded by Paulsen to authorize the Chairperson to sign the 2019 Flexible Spending Account Renewal.

Affirmative Vote: Fleischman, Paulsen, Culver, Glawatz                      Motion Carried

Casey Kiem, Highway Supt. presented lease information for a skid steer loader.

Moved by Fleischman and seconded by Culver to adopt Resolution No. 3414 in regard to authorizing the Chairperson to sign the documents for a lease for a skid steer loader.

**RESOLUTION NO 3414 OF THE SEWARD COUNTY BOARD OF COMMISSIONERS**

WHEREAS, Seward County (the "Governmental Entity"), a body politic and corporate duly organized an existing as a political subdivision, municipal corporation or similar public entity of the State of Nebraska (the "State"), is authorized by the laws of the State to purchase, acquire and lease personal property for the benefit of the Governmental Entity and its inhabitants and to enter into contracts with respect thereto; and

WHEREAS, In order to acquire such equipment, the Governmental Entity proposes to enter into a lease-purchase transaction pursuant to that certain Governmental Equipment Lease-Purchase Agreement (the "Agreement") with Caterpillar Financial Services Corporation, the form of which has been presented to the governing body of the Governmental Entity at this meeting;

**NOW THEREFORE, BE IT RESOLVED;**

Section 1. Approval of Documents. The form, terms and provisions of the Agreement and all other schedules and exhibits attached thereto are hereby approved in substantially the form presented at this meeting, with such insertions, omissions and changes as shall be approved by counsel of the Governmental Entity or other members of the governing body of the Governmental Entity executing the same, the execution of such documents being conclusive evidence of such approval; and the persons holding the titles listed below or any other officer of the Governmental Entity who shall have the power to execute contracts on its behalf are hereby authorized and directed to execute, acknowledge, countersign and deliver the Agreement and all exhibits attached thereto, and the Secretary/Clerk of the Governmental Entity is hereby authorized to attest to the foregoing and affix the seal of the Governmental Entity to such documents.

Section 2. Other Actions Authorized. The officers and employees of the Governmental Entity shall take all action necessary or reasonably required by the parties to the Agreement to carry out, give effect to a consummate the transactions contemplated thereby and to take all action necessary in conformity therewith, including, without limitation, the execution and delivery of any closing and other documents require to be delivered in connection with the Agreement.

Section 3. No General Liability. Nothing contained in this Resolution, the Agreement, or any other instrument shall be construed with respect to the Governmental Entity as incurring a pecuniary liability or charge upon the general credit of the Governmental Entity or against its taxing power, nor shall the breach of any agreement contained in this Resolution, the Agreement, or any other instrument or document executed in connection therewith impose any pecuniary liability upon the Governmental Entity or any charge upon its general credit or against its taxing power, except to the extent that the payments payable under the Agreement are special limited obligations of the Governmental Entity as provided in the Agreement.

Section 4. Authorized Signatories. Following are the true names, correct titles and specimen signatures of the incumbent officers referred to in the foregoing resolution:

Moved by: Fleischman                      Seconded by: Culver                      Absent: Gausman  
Ayes: Whitney M. Fleischman, John K. Culver, Becky Paulsen,  
Roger E. Glawatz, Chair of the Board  
Adopted: 11/20/18                      Attest: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Fleischman, Culver, Paulsen, Glawatz                      Motion Carried

The right of way request was not submitted with the correct information and so the item will be discussed next week.

Commissioner Fleischman is absent at 10:25 a.m.

Glawatz led discussion on the Economic Opportunity Application and the SENDD agreement that is on the agenda. The agreement with SENDD indicates we will pay up to \$1,000 for a service that SENDD will incur for completing a study for the road to the CVA project near Utica. Culver questioned the costs involved for studies for something that we aren't sure is coming to Seward County. Bob Vrbka, a member of the public spoke and asked a question in regard to the ownership of the area near the project.

Moved by Paulsen and seconded by Culver to table the agenda item for the SENDD Agreement item.  
Affirmative Vote: Paulsen, Culver, Glawatz                      Motion Carried

Moved by Culver and seconded by Paulsen to approve the Special Designated Liquor Permit for JUNTO LLC for an event on December 15, 2018.  
Affirmative Vote: Culver, Paulsen, Glawatz                      Motion Carried

Moved by Culver and seconded by Paulsen to go into Executive Session at 10:42 a.m. to discuss potential litigation.  
Affirmative Vote: Culver, Paulsen, Glawatz                      Motion Carried

Glawatz stated the Executive Session is for potential litigation.

Moved by Culver and seconded by Paulsen to go out of Executive Session at 10:59 a.m.  
Affirmative Vote: Culver, Paulsen, Glawatz Motion Carried

Chairperson Glawatz stated that while in Executive Session, potential litigation was discussed and no action was taken.

Moved by Paulsen and seconded by Culver to authorize the Chairperson sign the Economic Opportunity Program Application Form.  
Affirmative Vote: Paulsen, Culver, Glawatz Motion Carried

Glawatz stated the "Transfer Supervision of the Zoning and Weed Dept. under the Authority of the Seward County Attorney" will not be back on the agenda.

Known items on the agenda for Board of Equalization on November 27, 2018 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 13, 2018
4. Discuss/Action – Vehicle Exemption for Concordia University
5. Discuss/Action – Assessor Information Updates

Known items on the agenda for Board of Commissioners on November 27, 2018 are as follows:

9:00 a.m.

6. Convene and announce Open Meetings Law
7. Pledge of Allegiance
8. Discuss/Action - Approve minutes of November 20, 2018
9. Discuss/Action – Claims for November 2018

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

10. Discuss/Action - Public/Officials/Boards
11. Commissioners Reports
12. Discuss/Action - Commissioner Room Remodel
13. Discuss/Action – Authorize the Chairperson sign the Agreement with Southeast Nebraska Development District

Moved by Culver and seconded by Paulsen to adjourn at 11:05 a.m.  
Affirmative Vote: Culver, Paulsen, 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 27<sup>th</sup> day of November 2018.

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County Clerk

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Chairperson