

# Seward County Board of Commissioners

## November 21, 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 November 21, 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 November 21, 2017 at 9:00 a.m.

Present:	Chairperson:	Roger E. Glawatz
	Members:	John Culver, Whitney Fleischman, Eugene Gausman, Diana Garske
	County Clerk:	Sherry Schweitzer

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 Gausman and seconded by Culver to approve the minutes of November 14, 2017.

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

Mike Janssen, Building and Grounds Supt. informed the Commissioners about warranties at the Justice Center he is working on, involving steps, dishwasher, doors and other issues.

The Commissioners discussed a tort claim that was submitted by Terry Franzen. It was for a towing charge that Mr. Franzen incurred when his daughter's car went into a ditch. It happened in the morning and Mr. Franzen was going to get the car out of the ditch later in the day himself, but the Sheriff's Office had the car towed. Due to where the vehicle was in relation to the road, it was considered to be dangerous to leave it there all day. Deputy County Attorney Joe Dalton recommended that the Board deny the claim.

Moved by Garske and seconded by Fleischman to deny the tort claim of Mr. Terry Franzen for the towing of a vehicle owned by him upon the recommendation of the Deputy County Attorney.

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

The Commissioners discussed surplus property. Commissioner Fleischman said she had the list of surplus property that she will price and get it to the Clerk who will facilitate the selling of the property.

Carrie Gottschalk, Extension Educator spoke to the Board about the changes they would like to see with storage and cubicles in their office. She had contacted Eakes and had a quote for the cost involved with the request. The quote she gave was over

\$20,000 so she will see if the quote utilizes the State bid for the items requested and report back.

Georgia Stockley, Highway Supt. presented 3 right of way requests for the Commissioners consideration.

Moved by Garske and seconded by Gausman to approve the right of way request for Pat Tesina in the S ½ of NW ¼ in Section 12 Township 12 North Range 3 East of the 6th p.m.

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

Moved by Fleischman and seconded by Gausman to approve the right of way request for Mark Hesper in the NE¼ in Section 29 Township 10 North Range 1 East of the 6th p.m.

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

Moved by Gausman and seconded by Culver to approve the right of way for David Pankoke in the SW ¼ of Section 30, Township 10 North Range 2 East of the 6th p.m.

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

The Commissioners discussed dates for upcoming meetings. They decided that no changes will be made for meetings in December or January.

Michaela Tuttle was present to discuss a document she requested the Chairperson be authorized to sign in regard to ADP and the tax filings for 2017.

Moved by Fleischman and seconded by Gausman to authorize the Chairperson to sign the ADP Tax Filing Agreement.

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

Moved by Garske and seconded by Gausman to adopt Resolution No. 3340 in regard to releasing pledged securities to Jones National Bank & Trust.

**RESOLUTION NO. 3340 OF THE  
SEWARD COUNTY BOARD OF COMMISSIONERS**

WHEREAS, the Seward County Clerk needs to release the following pledged securities to Jones National Bank and Trust:

Cedar Bluffs NE General Obligation Ltd Fixed Fed BQ/St Tax Exempt Book  
in the amount of \$190,000 Cusip No. 15005WAF9

Wayne Cnty NE General Obligation Ltd Fixed Fed BQ/ST Tax Exempt Book  
in the amount of \$200,000 Cusip No. 945798AZ9

Keith Cnty NE School Dist # 6 Paxt General Obligation Unltd Fed BQ/ST  
Tax Exempt Book in the amount of \$200,000 Cusip No. 487573BM8

WHEREAS, after said release, the Seward County Clerk will continue to have sufficient pledged securities to cover the deposits in the Seward County Imprest Fund which exceed FDIC Coverage.

THEREFORE, LET IT BE RESOLVED: That the Seward County Board of Commissioners approves the release of said above described pledged securities.

Dated this 21<sup>st</sup> day of November, 2017.

Motion by: Garske

Seconded by: Gausman

Ayes: Diana L. Garske, Eugene Gausman, Whitney Fleischman,

John K. Culver, Roger Glawatz, Chairperson, Board of Commissioners

Dated: November 21, 2017 ATTEST: Sherry Schweitzer, Seward County Clerk

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

Moved by Culver and seconded by Garske to adopt Resolution No. 3341 in regard to transferring pledged securities for the County Clerks Personnel Imprest Fund.

**RESOLUTION NO. 3341 OF THE  
SEWARD COUNTY BOARD OF COMMISSIONERS**

WHEREAS, the Seward County Clerk has created a new and separate Imprest Fund for Personnel expenses which will be known as the Seward County **Personnel** Imprest Fund, hereinafter referred to the "**Personnel** Imprest Fund," AND,

WHEREAS, the Seward County Clerk will now have 2 (TWO) Imprest Funds in which to pay the expenses of Seward County, namely the Seward County Imprest Fund and the Seward County **Personnel** Imprest Fund, AND,

WHEREAS, said new "**Personnel** Imprest Fund" will hold deposits for personnel costs to include but not limited to Salaries, Federal Tax, State Tax, FICA, garnishments, and other various employee benefits, (both deducted and county matching,) AND,

WHEREAS, said new "**Personnel** Imprest Fund" will need Pledged Securities to cover deposits in excess of FDIC Coverage, AND

WHEREAS, Jones National Bank & Trust has agreed to transfer the following Pledged Securities from the original Seward County Imprest Fund to the newly created "**Personnel** Imprest Fund."

Vly Cnty NE Sch Dist # 5 General Obligation Unltd Fed BQ/ST Tax  
Exempt in the amount of \$200,000 Cusip No. 919563BZ8

Papillion NE Muni FACS Corp Revenue Bonds Fixed Fed BQ/ST Tax  
Exempt in the amount of \$200,000 Cusip No. 698864FN0

Seward Cnty NE General Obligation Ltd Fixed Fed BQ/ST Tax  
Exempt in the amount of \$200,000 Cusip No. 818468AQ3

Douglas Cnty NE Sch Dist #59 General Obligation Unltd Fixed  
Fed BQ/ST Tax Exempt in the amount of \$200,000  
Cusip No. 259353GF1

Douglas Cnty NE School Dist # 66 General Obligation Ltd Fixed  
Fed BQ/ST Book in the amount of \$200,000  
Cusip No. 259363RX9

NOW, THEREFORE BE IT RESOLVED, that the Seward County Board of Commissioners hereby approve the transfer of Pledged Securities from the current Seward County Imprest Fund to the newly created Seward County **Personnel** Imprest Fund.

BE IT FURTHER RESOLVED, that after said transfer, the Seward County Clerk will continue to have sufficient pledged securities to cover the deposits in both the Seward County Imprest Fund and the Seward County **Personnel** Imprest Fund which exceed FDIC Coverage.

Dated this 21<sup>st</sup> day of November, 2017.

Motion by: Culver                      Seconded by: Garske  
Ayes: John K. Culver, Diana L. Garske, Whitney Fleischman, Eugene Gausman,  
Roger Glawatz, Chairperson, Board of Commissioners  
Dated: November 21, 2017    ATTEST: Sherry Schweitzer, Seward County Clerk

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

During Justice Center Update, Culver discussed the vents in the hallway near the IT closet. He said that the Fire Marshall has an issue with them because inmates cannot

be in a hall with vents. Inmates are not in this hall so that was going to be relayed to the Fire Marshall's Office.

**Commissioners Reports:**

Commissioner Culver stated he met with several constituents concerning zoning in an area in his district. He attended the Planning & Zoning Commission meeting the previous night and also spoke about the discussion the Commission had about being designated as a Livestock Friendly County.

Commissioner Fleischman reported she worked on surplus property and met with some Department heads.

Commissioner Gausman reported he also went to the Planning and Zoning Commission meeting and looked at a few road projects.

Commissioner Garske reported she attended 2 meetings for the Seward County Chamber Development & Partnership, met with officials and dealt with various correspondences.

Commissioner Glawatz reported he worked on SENDD duties since he is the Secretary for the organization, met with Commissioner Garske on various issues, attended the Concordia Founders Day festivities and Seward Mayor's Birthday event.

The Commissioners recessed at 10:09 a.m.  
The Commissioners reconvened at 10:13 a.m.

Moved by Culver and seconded by Gausman to go into Executive Session at 10:14 a.m. to discuss pending litigation.

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

The Chairperson stated that the reason for Executive Session was for pending litigation.

Moved by Garske and seconded by Fleischman to go out of Executive Session at 10:53 a.m.

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

The Chairperson stated pending litigation was discussed in Executive Session and no action was taken.

Known items on the agenda for Board of Equalization on November 28, 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 November 14, 2017
4. Discuss/Action - Assessor Information Update

Known items on the agenda for Board of Commissioners on November 28, 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 November 21, 2017
4. Discuss/Action - Claims for November 2017

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

- 5. Discuss/Action – Public/Officials/Boards
- 6. Commissioner’s Reports
- 7. Discuss/Action - Surplus Property
- 8. Discuss/Action - Justice Center Update

10:00 a.m. Hearing- Amend the Seward County Zoning Regulations, consistent with Title 429-Public Road Classifications

Discuss/Action - Res. – Amend the Seward County Zoning Regulations, consistent with Title 429-Public Road Classifications

Moved by Fleischman and seconded by Culver to adjourn at 11:00 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 28<sup>th</sup> day of November 2017.

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

\_\_\_\_\_  
Chairperson