

October 25, 2022
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 October 25, 2022 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 October 25, 2022 at 8:30 a.m.

Present: Chairperson: John Culver
Members: Misty Ahmic, Bob Vrbka, Ken Schmieding, Darrell Zabrocki
Deputy County Clerk: Brandy Johnson
County Assessor: Marilyn Hladky

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 Zabrocki to approve the minutes of October 11, 2022.

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

Moved by Zabrocki and seconded by Vrbka to approve Tax List Corrections 371-17R, 372-18R, 373-19R, 374-20R, 375-21R, 376-17R, 377-18R, 378-19R, 379-20R and 380-21R.

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

Hladky updated the Commissioners on the activities of her office.

Known items on the agenda for Board of Equalization on November 8, 2022 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 25, 2022
4. Discuss/Action – Assessor Information Update

Moved by Vrbka and seconded by Zabrocki to adjourn at 8:40 a.m.

Affirmative Vote: Vrbka, Zabrocki, Ahmic, 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 8th day of November 2022.

County Clerk

Chairperson

October 25, 2022

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 October 25, 2022 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 October 25, 2022 at 9:00 a.m.

Present: Chairperson: John Culver
Members: Misty Ahmic, Bob Vrbka, Ken Schmieding, Darrell Zabrocki
Deputy County Clerk: Brandy Johnson

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 Schmieding and seconded by Zabrocki to approve the minutes of October 18, 2022.
Affirmative Vote: Schmieding, Zabrocki, Ahmic, Vrbka, Culver Motion Carried

Moved by Zabrocki and seconded by Vrbka to approve Claims for the period through October 14, 2022, except Claim #221000210 in the amount of \$255.72, which was pulled at the request of the department that submitted it.

SEWARD COUNTY CLAIMS THROUGH OCTOBER 14, 2022

ACCURATE CONTROLS	SE	\$1,856.36	FASTENAL COMPANY	SU	\$222.92
ADP LLC	SE	\$2,646.80	JEO CONSULTING GROUP	SE	\$297.50
ADVANCED CORR HLTHCR	SE	\$9,114.94	JOHNSON SAND & GRAVEL	SU	\$16,374.56
ADVANCED OFFICE AUTOM	SU	\$113.91	NEWMAN SIGNS	SU	\$775.72
AMAZON CAPITAL SERV	SE	\$102.63	NMC, INC	EQ	\$24,511.99
AMERITAS LIFE INS	FE	\$20,870.52	NORRIS PUB POW DIST	UT	\$1,380.17
BLACK HILLS ENERGY	UT	\$1,103.13	PENNER'S TIRE & AUTO	SE	\$68.94
BLUE VALLEY BEHAV HLTH	SE	\$360.00	REED ELECTRIC	SE	\$1,131.21
BLUE VALLEY COMM ACTION	SE	\$14,059.00	RUBBER INC	SU	\$586.09
BUFFALO CO SHERIFFS OFFICE	SE	\$6.00	SID DILLON	EQ	\$1,891.77
BUTLER COUNTY SHERIFF	SE	\$56.96	THE SHOP, INC	SU	\$350.00
CAPITAL BUSINESS SYS	SU	\$33.99	TRUCK EQUIP SERVICE CO	SE	\$437.33
CHARTER COMM	UT	\$407.13	VERIZON CONNECT NWF	UT	\$770.65
CONTINENTAL ALARM	SE	\$291.50	VILLAGE OF GARLAND	UT	\$128.06
EAKES OFFICE PLUS	SU	\$102.16	SID DILLON CHRYSLER	EQ	\$24,190.00
JENNIFER EICKHOFF	SE	\$27.50	GERKENSMEYER FARM	SE	\$125.00
ELECTION SYS & SOFTWARE	SU	\$13,472.82	HOLLY MATZKE	SE	\$62.50
FARMERS COOP	SU	\$17,301.75	ROBERT MATZKE	SE	\$62.50
GALLS LLC	SE	\$123.89	NEBR TOURISM COMMISS	FE	\$225.00
GREAT PLAINS COMM	UT	\$1,248.90	JOANN SIECK	SE	\$125.00
GREAT PLAINS UNIFORMS	SE	\$119.00	SEWARD CO CHAMBER	FE	\$1,000.00
GRNUP, LLC	SE	\$700.00	DELTA DENTAL OF NEB	FE	\$29.97
HELMINK PRINTING	SU	\$534.04	SEWARD CO HLTH CLM FND	FE	\$38,536.57
HERPOLSHEIMERS INC	SE	\$560.69	VISION SERVICE PLAN INS	FE	\$23.29
HOBSON AUTO	SE	\$64.00	MILFORD AGING SERV	SE	\$1,625.00
KEARNEY INVEST CORP	SE	\$359.80	MOMS MEALS	SE	\$134.86
HOMETOWN LEASING	SE	\$212.17	SEWARD AGING SERV	SE	\$1,625.00
INTAB	SE	\$34.85	UTICA AGING SERV	SE	\$1,500.00
JONES BANK (FICA)	FE	\$21,280.46	STALKER RA	EQ	\$9,195.00

KONICA MINOLTA PREM FIN	FE	\$131.48	BOBS MOBIL	SE	\$200.00
LANCASTER CO SHERIFF	SE	\$21.28	CREATIVE PRODUCT SOURC	SU	\$642.77
LINCOLN POLICE GARAGE	SE	\$1,830.10	CORI J STAVA	SE	\$196.50
MCKESSON MED SURG	SU	\$103.07	CULLIGAN	SE	\$82.75
MEMORIAL HOSPITAL	SE	\$213.00	KEARNEY HOSPITALITY	TR	\$989.55
JENNIFER NANTKES	SE	\$13.75	FIRST WIRELESS, INC	UT	\$819.07
NE ASSN OF CO OFFICIALS	FE	\$4,501.41	GRAHAM TIRE LINCOLN	EQ	\$1,270.00
NE HEALTH & HUMAN SERV	SE	\$90.00	HD ARMS LLC	EQ	\$1,100.00
PAC N SAVE	SU	\$472.44	JONES AUTOM	EQ	\$336.36
PEREZ INTERPRETING	SE	\$100.00	JONES BANK	SE	\$350.00
QUADIENT, INC	SU	\$1,500.10	LYNN PEAVEY CO	SE	\$114.15
REGION V SYSTEMS	SE	\$11,638.00	MIDWEST AUTOM	EQ	\$1,945.33
SEWARD CO INDEPENDENT	SE	\$1,686.90	VISUAL EDGE IT	SU	\$39.99
SEWARD CO ROAD FUND	FE	\$500,000.00	PAPER TIGER SHREDDING	SE	\$35.00
SEWARD CO SHERIFF'S DEPT	SE	\$18.50	POTTER REPAIR	SE	\$465.29
SOARIN GROUP, LLC	SE	\$126.00	US BANK EQUIP FIN	FE	\$167.99
ST OF NE DAS STATE ACCOUNT	SE	\$760.00	WESTERN OIL II	SU	\$683.13
STREET COP TRAINING	FE	\$199.00	911 CUSTOM	SE	\$2,376.80
SUMMIT FOOD SERVICE	SE	\$7,479.78	APCO INT'L	SE	\$361.00
THOMSON REUTERS-WEST	FE	\$1,074.62	NAT'L EMER NUMBER ASSN	FE	\$147.00
TRITECH SOFTWARE SYS	EQ	\$9,868.57	ENCARTELE INC	SE	\$2,614.71
TWIN RIVERS HEALTH CARE	SE	\$45.00	SALARIES		\$305,084.53
VANGUARD APPRAISALS	SE	\$16,450.00	GROSS SALARIES INCLUDE DEDUCTIONS TO:		
VERIZON WIRELESS SERV	SE	\$690.21	COLONIAL SUPPLEMENTAL INSURANCE		
VIRTUAL IMPRESSIONS	SU	\$20.00	MID AMERICAN CO WISCONSIN		
VISA	FE	\$1,910.88	DELTA DENTAL		
WINDSTREAM	UT	\$10,571.32	VSP VISION		
CATERPILLAR FIN SERV	EQ	\$279,509.73	WADDELL & REED		
DALE JOHNSON ENT	SU	\$114,947.44			

Affirmative Vote: Zabrocki, Vrbka, Schmieding, Ahmic, Culver

Motion Carried

Commissioners Reports:

Commissioner Ahmic reported she worked with the Zoning Administrator and Deputy County Attorney on a plat vacation, worked with the Genealogical Society on a grant project, received a call about Windstream Fiber, continues to work on the Sunny Side Gas Station clean up project, attended a Public Transit department gathering, and worked on some American Rescue Plan Act (ARPA) projects with Public Transit and the Village of Cordova.

Commissioner Vrbka had nothing to report.

Commissioner Culver attended a Blue Valley Community Action meeting, worked with Solid Waste Management, and dealt with various correspondence.

Commissioner Schmieding reported he attended a Visitors Bureau Meeting and met with the Extension Office.

Commissioner Zabrocki reported he attended a Seward City Council Meeting, the NIRMA Convention in Kearney and a BRIDGES Meeting.

Moved by Vrbka and seconded by Schmieding to adopt Resolution No. 3715 in regard to allowing Jones Bank to withdraw pledged securities.

RESOLUTION NO. 3715 OF THE SEWARD COUNTY BOARD OF COMMISSIONERS

WHEREAS, the Jones Bank desires to withdraw the following securities as of 10/17/2022:

<u>DESCRIPTION</u>	<u>CUSIP#</u>	<u>MARKET VALUE</u>
FFCB AGENCY	3133EMUS9	\$ 436,165.12
FNMA AGENCY	3136G4ZT3	\$ 420,873.83
FRLMC 20 YR	3133KYUZ0	\$ 694,067.62

TOTAL PLEDGED \$ 1,551,106.57

WHEREAS: County deposits will still be fully protected after the withdrawal. Therefore, let it be resolved, the above withdrawal of securities by the Jones Bank is approved by this County Board.

Moved by: Vrbka Seconded by: Schmieding 10/25/2022
Ayes: Darrell J. Zabrocki, Ken Schmieding, Misty Ahmic, Robert Vrbka,
John K. Culver, Chair of the Board
Brandy M. Johnson, Deputy County Clerk

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

Moved by Schmieding and seconded by Ahmic to accept the Zoning Fee Report for August 2022 in the amount of \$2,400.00.

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

Eric Hofer, Building & Grounds Superintendent, was present to discuss the bid from TK Elevator for the modernization of the Courthouse elevator for \$184,829.00. Parts for repairs of the current Courthouse elevator are no longer available, so modernization is necessary in order for it to be maintained. Culver suggested paying for this from the Inheritance Fund, rather than ARPA Funds as had previously been suggested, in order to save those funds for the communities in the county to utilize.

Moved by Zabrocki and seconded by Ahmic to approve the bid from TK Elevator for the modernization of the Courthouse elevator, to be paid out of the Inheritance Fund.

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

Moved by Schmieding and seconded by Vrbka to accept the Zoning Fee Report for September 2022 in the amount of \$1,425.00.

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

Moved by Ahmic and seconded by Zabrocki to accept the Sheriff's Fee & Mileage Report for August 2022 in the amount of \$1,627.00 and \$988.20 respectively.

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

The Commissioners Recessed at 9:25 a.m.

The Commissioners Reconvened at 9:30 a.m.

Becky Paulsen, Zoning Administrator, presented a short form plat, a vacation of a plat and resolutions for both for the Commissioners consideration. She gave information about the Planning Commission's recommendation.

Moved by Ahmic and seconded by Zabrocki to adopt Resolution No. 3716 in regard to approving Brad Subdivision in O Precinct in the NW ¼ of Section 23, Township 9 North, Range 3 East of the 6th p.m.

**RESOLUTION NO 3716 OF THE
SEWARD COUNTY BOARD OF COMMISSIONERS**

WHEREAS Bradley E. and Roxanne L. Roth own 20.0 acres of land and have applied for a Short Form Plat, and described as a tract of land in the Northwest 1/4 of, Section 23, Township 9N, Range 3E, Seward County, Nebraska, and

WHEREAS the Short Form Plat shall be called the BRAD SUBDIVISION and

WHEREAS The Seward County Planning Commission held a meeting on October 17th, 2022, to consider the Short Form Plat, and

WHEREAS, the Planning Commission recommended to approve the BRAD SUBDIVISION Short Form Plat, with a vote of 8 For, 0 against, and 1 Absent and Not Voting, and

WHEREAS No one appeared to oppose the subdivision
___ Individuals appeared to oppose the subdivision
 No one appeared to support the subdivision
___ Individuals appeared to support the subdivision
___ Individuals appeared without commitment, and

THEREFORE, BE IT RESOLVED that the Seward County Board of Commissioners do hereby Approve or Deny the BRAD SUBDIVISION Short Form Plat, with Resolution NO: 3716.

Moved by: Ahmic Seconded by: Zabrocki 10/25/2022
Ayes: Darrell J. Zabrocki, Ken Schmieding, Misty Ahmic, Robert Vrbka, John K. Culver, Chair of the Board
Attest: Brandy M. Johnson, Deputy County Clerk

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

Moved by Vrbka and seconded by Ahmic to adopt Resolution No. 3717 in regard to vacating Curtis Addition in I Precinct in the NW ¼ of Section 32, Township 10 North, Range 4 East of the 6th p.m., to include Findings of Facts created for this particular vacation.

**RESOLUTION NO 3717 OF THE
SEWARD COUNTY BOARD OF COMMISSIONERS**

WHEREAS Owner Tim Curtis has applied for a Revocation to VACATE the CURTIS ADDITION SHORT FORM PLAT SUBDIVISION, described as a tract of land in the Northwest ¼ of, Section 32, Township 10N, Range 4E, Seward County, Nebraska, and

WHEREAS The Seward County Planning Commission held a meeting on October 17th, 2022, to consider the Revocation of the CURTIS ADDITION SHORT FORM PLAT SUBDIVISION, and

WHEREAS the Planning Commission recommended approval of the Revocation to VACATE the CURTIS ADDITION SHORT FORM PLAT SUBDIVISION. with a vote of 8 For, 0 against, and 1 Absent and Not Voting, and

WHEREAS No one appeared to oppose the revocation
___ Individuals appeared to oppose the revocation
___ No one appeared to support the revocation
 Individuals appeared to support the revocation
___ Individuals appeared without commitment, and

THEREFORE, BE IT RESOLVED that the Seward County Board of Commissioners do hereby Approve , Deny _____ the Revocation of the CURTIS ADDITION SHORT FORM PLAT with Resolution NO: 3717.

Moved by: Vrbka Seconded by: Ahmic 10/25/2022
Ayes: Darrell J. Zabrocki, Ken Schmieding, Misty Ahmic, Robert Vrbka, John K. Culver, Chair of the Board
Brandy M. Johnson, Deputy County Clerk

BEFORE THE BOARD OF COMMISSIONERS
OF SEWARD COUNTY, NEBRASKA

IN THE MATTER OF
VACATION OF PLAT OF RECORD

REQUEST BY:
APPLICANT
_TIM CURTIS_____

THIS MATTER came before the Board of Commissioners on the request of the Applicant for a VACATION OF PLAT OF RECORD. Public Meeting was held on the 25th day of October 2022.

THE SEWARD COUNTY BOARD OF COMMISSIONERS recommends to

 X Approve the Conditional Use Permit
 Deny the Conditional Use Permit

With a Roll Call Vote of: 5 For 0 Against 0 Absent Not Voting

Section 3.06 Vacation of Plat of Record. 3.06.01 Conditions: A subdivider may make application to the Planning Commission to vacate any plat of record under the following conditions:

1. The Plat to be vacated is a legal plat of record.
2. Vacation of the subdivision will not interfere with development of, nor deny access via public thoroughfare to, adjoining properties or utility services or other improvements.
3. Vacation of the subdivision will not be contrary to the Comprehensive Plan.

3.06.02 Procedures: The owner or owners shall present a proposal to the Planning Commission, containing the legal description of the subdivision and calling for vacation thereof. The Planning Commission shall study the proposal and shall send recommendations to the County Board of Commissioners. The County Board of Commissioners shall approve or deny the proposal. If the proposal is approved, it shall then be recorded in the office of the Seward County Register of Deeds. All fees for the recording of such vacation shall be paid by the subdivider.

Upon Review of all the necessary facts, the Seward County Board of Commissioners makes

the following findings that:

Specific Findings of fact X Allowable in A-1 District.
Currently Zoned A-1

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 25th day of October, 2022.

John K. Culver, Chair of the Board

Misty Ahmic, Robert Vrbka, Darrell J. Zabrocki, Ken Schmieding

Affirmative Vote: Vrbka, Ahmic, Zabrocki, Schmieding, Culver

Motion Carried

Bob Dahms, Treasurer, was present to inform the Commissioners that he will be retiring on January 4, 2023, and that this year's annual audit will also include the period of time from July

1, 2022 through when the State Auditors' field work is complete. This will allow the incoming Treasurer to have up-to-date books to begin the new term. If there is nothing major or reportable found in the audit, there will not be an increase in fees; however, if something is to be found, the State will provide an estimated cost to research and make recommendations as to corrective action.

Moved by Vrbka and seconded by Zabrocki to approve allowing the State Auditors Office to include the period from July 1, 2022 through the time their audit is complete in their upcoming 2021-2022 fiscal year audit.

Affirmative Vote: Vrbka, Zabrocki, Schmieding, Ahmic, Culver

Motion Carried

The Commissioners discussed infrastructure related grants. Ahmic stated that the Genealogical Society grant for school record preservation is completely written, and just waiting on the final details before being submitted. Broadband grants were discussed, and Ahmic stated that she would like an update from Jonathan Jank from Seward County Chamber & Development Partnership on this.

During the American Rescue Plan Act (ARPA) discussion, Ahmic stated that the Village of Cordova project is complete. The village submitted the final statements for the county portion of payments to be paid on the next claims day.

Sheriff Vance asked if the new door for the E911 Communications Center was going to be paid using ARPA funds. He said he would like to pay for that out of the drug fund, so the ARPA funds can be used for other projects.

The Commissioners Recessed at 9:58 a.m.

The Commissioners Reconvened at 10:00 a.m.

Carina Sanchez, HR Director, was present to discuss increasing the 2023 Medical Flexible Spending amount. The current 2022 maximum contribution amount is \$2,850. Sanchez stated that the IRS set the new 2023 maximum contribute limit amount to \$3,050.00, but the county is not required to change. She also said that the Commissioners can choose whether to allow a 2.5 month grace period at the end of the year for employees to use their remaining balance, or allow them to carry over \$600 instead. Employees currently have the 2.5 month grace period at the end of the year to use whatever balance they have remaining in the flex spending account.

Moved by Vrbka and seconded by Ahmic to increase the 2023 Medical Flexible Spending Amount to the maximum allowed by the IRS, being \$3,050, and to continue to offer the 2.5 month grace period option.

Affirmative Vote: Vrbka, Ahmic, Zabrocki, Schmieding, Culver

Motion Carried

The Commissioners Recessed at 10:10 a.m.

The Commissioners Reconvened at 10:15 a.m.

Terry Wicht, Highway Superintendent, was present to request the Chairman sign the contract with Van Kirk Brothers Contracting for Box Culvert Projects C-80(644) and C-80(675). Van Kirk Brothers Contracting has already been awarded these projects.

Moved by Ahmic and seconded by Zabrocki to authorize the chairman to sign the contract with Van Kirk Brothers Contracting for Box Culvert Projects C-80(644) and C-80(675).

Affirmative Vote: Ahmic, Zabrocki, Schmieding, Vrbka, Culver

Motion Carried

Wicht led the discussion about requesting approval to draft an ordinance for no engine braking on county roads. Culver asked Sheriff Vance about the enforcement of this ordinance if no officers are present. The board discussed various pros and cons to drafting an ordinance, as well as different conditions to include in said ordinance. Ahmic stated that she is not in favor of a county wide ordinance, and she would like to know how other counties handle this. Culver stated he would like this to be an ongoing agenda item to discuss the various components of this.

Forrest Siebken, Milford Police Chief, along with Sheriff Vance were present to discuss an agreement with the City of Milford for temporary assistance of the Milford Police Dept. It was previously mentioned that the City of Milford only had one police officer at the current time. Siebken stated that he is struggling to find personnel, but does currently have two part time officers besides himself. He said there are times when there is no coverage, and during those times, they're relying on the Sheriff's Department to assist. If there is a major incident and Sheriff Vance has to take deputies from the county to assist, he and Chief Siebken will work together. Siebken thanked the Sheriff's Department for their help.

Known items on the agenda for Board of Commissioners on November 1, 2022 are as follows:

8:30 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 October 25, 2022
Other Business Matters to Address When Time Allows
5. Commissioners Reports
6. Discuss/Action - Authorize Eric Hofer to sign Blended Agreement with TK Elevator for Courthouse Elevator Upgrade
7. Discuss/Action – No Engine Braking on County Roads
8. Discuss/Action – Infrastructure Related Grants
9. Discuss/Action – Disbursement of American Rescue Plan Act (ARPA) Funds
10. Discuss/Action – Agenda for November 8, 2022

Moved by Zabrocki and seconded by Vrbka to adjourn at 10:50 a.m.

Affirmative Vote: Zabrocki, Vrbka, Schmieding, 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 1st Day of November 2022.

County Clerk

Chairman