

Seward County Board of Commissioners

October 31, 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 October 31, 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 October 31, 2017 at 9:00 a.m.

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

The Chairman 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 October 24, 2017.

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

Moved by Garske and seconded by Gausman to approve the minutes of October 27, 2017.

Affirmative Vote: Garske, Gausman, Culver, Glawatz

Abstain: Fleischman Motion Carried

Michaela Tuttle, Human Resource Director updated the Commissioners on the new payroll program.

Sherry Schweitzer, County Clerk updated the Commissioners on activities of her office.

Commissioners Reports:

Commissioner Culver reported he attended a Safety Committee meeting and the Personnel Board meeting, met with some liaisons, attended to a road issue and worked on some items at the Justice Center.

Commissioner Fleischman reported she attended Personnel Board meeting, met with some Dept. Heads, and worked on surplus items.

Commissioner Gausman reported he attended a NIRMA luncheon and the Special Claims meeting.

Commissioner Garske reported she attended the Special Claims meeting and attended 3 meetings involving the Seward County Chamber Development & Partnership.

Commissioner Glawatz reported he attended a SENDD meeting and dealt with various correspondences.

Carrie Gottschalk and Shelley Stitt of the Extension Office were in attendance to explain an invoice received from UNL. They explained that the cost was for prior year expenses for university employees working through an Interlocal for the Extension Office and it was not included in the budget submission for the prior year.

Moved by Fleischman and seconded by Gausman to pay last year's 4th quarter bill from UNL for salaries and benefits for employees at the Extension Office in the amount of \$ 21,228.01 out of the Inheritance Fund.

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

Gottschalk and Stitt also stated their office is in charge of the County Appreciation Party and asked the Commissioners to permit the option of offices being closed during the noon hour on December 1, 2017.

Maria Hatfield, Detention Director voiced the concerns for the jail staff and the 911 staff over the suggestion of closing the noon hour for the Appreciation Party. They are frustrated because they cannot close due to the office having to be open 24 hours. She said that when the Commissioners let offices close during the Eclipse they were frustrated. Other county employees that do not work in a 24 hour office were not paid and used their noon hour to view the eclipse. There were different ideas suggested for helping with their frustration. The subject will be discussed again next week.

Wendy Elston, County Attorney was present to give details about leasing a postage machine for the Justice Center. She stated that Neopost was the best fit for the Justice Center and wanted the Commissioners to decide what length of lease.

Moved by Garske and seconded by Gausman to authorize the Chairman to sign a lease agreement with Neopost for 63 months for a postage machine at the Justice Center.

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

Terry Franzen, a Seward County constituent was present to request reimbursement from Seward County for wrongfully impounding his daughter's car. He stated that his daughter had an accident on a morning and her car went in the ditch. Franzen stated he was going to pull the car out of the ditch himself later in the day, but upon getting to the scene, the County Sheriff's Office had the car towed. Franzen gave details of the event. Joe Dalton, Deputy County Attorney stated that he would need to get details from the Deputy Sheriff and will look into the situation. Dalton told Franzen that he may need to go through the Political Tort Claims Act.

Becky Paulsen, Seward County Weed/Zoning Administrator submitted 2 short form plats for the Commissioners consideration.

Moved by Fleischman and seconded by Gausman to adopt Resolution No. 3335 in regard to approving the Spatz Addition Short Form Plat located in the SW ¼ NW ¼ of Section 16, Township 12 North, Range 3 East of the 6th p.m.

RESOLUTION NO 3335 OF THE SEWARD COUNTY BOARD OF COMMISSIONERS

WHEREAS, Aj Spatz and Thomas Spatz, co-personal representatives of Margret M.T. Spatz have applied for a Short Form Plat Subdivision of property, and described as a tract of land in the South West 1/4 of the North West 1/4, Section 16, Township 12N, Range 3E, Seward County, Nebraska, and

WHEREAS, The subdivision shall be called SPATZ ADDITION, and

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

Moved by Fleischman and seconded by Culver to accept the County Treasurer's Certification of Distress Warrants to be collected by the County Sheriff.

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

Moved by Fleischman and seconded by Gausman to accept the Sheriff Fee and Mileage Report for September 2017 in the amount of \$1,166.00 and \$536.22 respectively.

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

Georgia Stockley, Seward County Highway Supt. was present to submit a document for the Commissioners consideration.

Moved by Garske and seconded by Gausman to authorize the Chairman to sign the NBCS SSAR Forms 1 a-f, Certification and LB 904 submitted to the Board of Public Roads Classifications and Standards.

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

Moved by Garske and seconded by Gausman to adopt Resolution No. 3337 in regard to re-committing to NIRMA for Liability and Workers Compensation Insurance for Seward County.

**RESOLUTION 3337
FOR AMENDMENT AND ADDENDUM TO
NIRMA/NIRMA II INTERGOVERNMENTAL/INTERLOCAL AGREEMENTS**

WHEREAS, Seward County has previously entered into Intergovernmental/Interlocal Agreements with various other Nebraska Counties and other public agencies to form and participate in the Nebraska Intergovernmental Risk Management Association (NIRMA) and the Nebraska Intergovernmental Risk Management Association II (NIRMA II) as authorized by the Intergovernmental Risk Act (Neb.Rev.Stat. §44-4301 et seq.) and the Nebraska Interlocal Cooperation Act (Neb.Rev.Stat. §13-801 et seq.); and

WHEREAS, Counties and other Public Agencies as defined in Neb.Rev.Stat. §44-4303 are allowed to participate in said cooperative undertakings; and

WHEREAS, the Legislature has found that proper risk management requires the spreading of risk so as to minimize fluctuation in insurance needs and that benefits can be derived through the pooling of insurance purchasing by local government, and

WHEREAS, NIRMA and NIRMA II have provided coverages to the Country in a cost effective way which meet and exceed that provided by standard insurance carriers; and

WHEREAS, NIRMA and NIRMA II provide risk management services such as loss prevention, safety audits, claims and litigation management, and coverages tailored to address loss exposures counties and other related public entities face not economically available from other sources; and

WHEREAS, these coverages and risk management services are essential for the continued effective and efficient use of county taxpayer dollars; and

WHEREAS, the current Intergovernmental/Interlocal Agreements will expire on June 30, 2018, and

NOW, THEREFORE, BE IT RESOLVED that the Seward County Board hereby:

1. Extends its commitment to participate in NIRMA and NIRMA II for the period of July 1, 2018 through June 30, 2021; and

2. Declares that this Resolution shall serve as an amendment and addendum to the previous Intergovernmental/Interlocal Agreements entered into by the County Board, said Intergovernmental/Interlocal Agreements readopted by and incorporated herein by this reference as amended.

Motion by: Garske

Seconded by: Gausman

Ayes: Diana L. Garske, Eugene Gausman, Whitney Fleischman, John K. Culver, Roger Glawatz, Chairman, Board of Commissioners

Dated: October 31, 2017 ATTEST: Sherry Schweitzer, Seward County Clerk

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

The Commissioners discussed the Justice Center 2nd Floor air flow problem item on the agenda. Elston was present to give details of the problems of her employee's offices. She stated that in the summer, some offices were really cold while others were hot. She said they have not experienced the problems with the heat yet. Glawatz said the construction company stated it was constructed according to plans and that it may be engineered incorrectly. Fleischman stated that may be hard to prove because the engineer may say it is correct. Culver said that an engineering firm may need to be hired to see if it was under-engineered. Dalton gave information about what would be needed if the County would want to pursue the issue and also said keeping the warranty in-tact would be an issue if any changes are done. Hatfield said there is a difference from one floor to another. Fleischman suggested contacting Goldberg Group Architects (GGA) first and let them know of the problem and see what they would say about it. Fleischman will give Dalton some information she received on the issue and he will send a letter to GGA.

Tuttle was present to give information about recommendations from the Personnel Policy.

Moved by Fleischman and seconded by Culver do approve the Time Keeping Policy as recommended by the Personnel Board.

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

Moved by Fleischman and seconded by Garske to approve the Vacation Policy – Part Time Accrual Policy.

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

Commissioner Glawatz led discussion on the Justice Center Doors and Hardware problem. He stated the some of the door frames are wrong and some door closures need to be fixed. A quote from Midwest Door and Hardware was attained to fix the problems. Dalton stated that some door locks made a "click" sound when activated but some make a loud noise. The striking mechanisms were mentioned as an issue also.

Moved by Garske and seconded by Gausman to approve a quote from Midwest Door and Hardware for modifications to the Justice Center Doors.

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

Commissioner Culver led Justice Center Update item on the agenda and gave details about a fan modification to the IT closet of the Justice Center. The jury box that was built too small is in the process of getting modified by a local vendor.

Known items on the agenda for Board of Commissioners on November 7, 2017 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 31, 2017

Other Business Matters to Address When Time Allows

5. Commissioner's Reports
6. Discuss/Action - Close during lunch hour during County Appreciation Luncheon
7. Discuss/Action – Auction of Surplus Items
8. Discuss/Action - Justice Center Update

Moved by Fleischman and seconded by Gausman to adjourn at 11:20 p.m.
Affirmative Vote: Fleischman, Gausman, Culver, 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 7th day of November 2017.

County Clerk

Chairman