

# April 1, 2014

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 April 1, 2014 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 April 1, 2014 at 8:30 a.m.  
Present: Chairman: Darrell Miller  
Members: Mike Luebbe, Diana Garske, Scott Stuhr, Mary Koci  
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.

Jonathan Jank, Director of Seward County Economic Development Corp. updated the Commissioners on activities of his organization.

Those officials present for their monthly meeting with the Commissioners were Marilyn Hladky, Taylor Felix, Kathy Ruzicka, Jeff Baker, Dennis Kahl, Russ Daehling, Mike Janssen, Joe Yocum, Patrick Calkins, Barb Liska & Sherry Schweitzer.

Moved by Koci and seconded by Garske to approve the minutes of March 25, 2014.  
Affirmative Vote: Koci, Garske, Luebbe, Miller  
Abstain: Stuhr as he was not in attendance at said meeting                      Motion Carried

### **Commissioners Reports:**

Commissioner Luebbe reported he went on a tour of roads, attended the auditor interviews, and looked at various pieces of road equipment.

Commissioner Garske had no report.

Commissioner Stuhr reported he had some conversations with the Veteran's Service Office, Road Dept., and the Sheriff's office about various issues.

Commissioner Koci reported she visited with the Veteran's Service Office in regard to the GA Guidelines. She also stated she will help with the Health Fair in Seward.

Commissioner Miller worked on the proposed Justice Center Plan and the Road Plan.

Moved by Koci and seconded by Luebbe to adopt Resolution No. 3090 in regard to installing a stop sign for northbound traffic in the SE corner of SW ¼ of Section 16, Township 10 North, Range 3 East of the 6th p.m.

**RESOLUTION NO. 3090 OF THE SEWARD COUNTY BOARD OF COMMISSIONERS**

**WHEREAS**, in the judgment of the Seward County Board of Commissioners, it is deemed advisable and public safety demands that a STOP sign be erected and maintained at the following location:

Intersection of the SE Corner of the SW 1/4 of Section 16, Township 10 North, Range 3 East, Seward County, installing a STOP sign for south bound traffic.

**THEREFORE BE IT RESOLVED**, that STOP signs be erected at this location and any previous resolutions inconsistent herewith are hereby repealed as of the adoption of this resolution.

Dated this 1<sup>st</sup> day of April 2014

AYES: Mary Koci, Michael Luebbe, Diana L. Garske, Scott Stuhr

Chairman of the Board, Darrell Miller

ATTEST: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Koci, Luebbe, Garske, Stuhr, Miller Motion Carried

Moved by Stuhr and seconded by Garske to approve the right of request for Tony Beckler on the West side of the SW ¼ of Section 18, Township 9 North, Range 1 East of the 6th p.m. on the Seward/York County line.

Affirmative Vote: Stuhr, Garske, Koci, Luebbe, Miller Motion Carried

Moved by Garske and seconded by Luebbe to approve the right of way request for Lyle Zimmer between Sections 17 and 20 in Township 9 North, Range 2 East of the 6th p.m.

Affirmative Vote: Garske, Luebbe, Stuhr, Koci, Miller Motion Carried

Moved by Stuhr and seconded by Koci to approve the right of way request for Phillip Miller from the NW ¼ of Section 21 to the E1/2 of the SW ¼ of Section 16, all in Township 9 North, Range 2 East of the 6th p.m.

Affirmative Vote: Stuhr, Koci, Luebbe, Garske, Miller Motion Carried

Moved by Koci and seconded by Stuhr to open bids for a full length mowing shredder at 9:30 a.m.

Affirmative Vote: Koci, Stuhr, Garske, Luebbe, Miller Motion Carried

Bids received were Nebraska Truck and Nebraska Equipment.

Awarding the bid is on next week's agenda.

Moved by Koci and seconded by Garske to approve Sheriff Fees and Mileage Report for March 2014 in the amount of \$1,648.00 and \$838.48 respectively.

Affirmative Vote: Koci, Garske, Luebbe, Stuhr, Miller Motion Carried

Moved by Koci and seconded by Luebbe to adopt Resolution No. 3091 in regard to substituting pledged securities from Jones National Bank for the County Clerk.

**RESOLUTION NO. 3091 OF THE SEWARD COUNTY BOARD OF COMMISSIONERS**

**WHEREAS**, the Seward County Clerk is the present owner of the following pledged security to wit:

CUSIP # 639610AZ7 ; Receipt # 457002184; Nebraska City ; maturing 3/1/2017 with the original Face Value of \$190,000.00, AND

**WHEREAS**, Jones National Bank & Trust wishes to substitute said security with:

CUSIP # 259363RX9; Receipt # 548001680; Douglas County; maturing 12/1/2026 with the original Face Value of \$200,000.00.

**NOW THEREFORE, LET IT BE RESOLVED** that the Seward County Board of Commissioners allow said substitution.

Dated this 1<sup>st</sup> day of April, 2014.

AYES: Mary Koci, Michael Luebbe, Diana L. Garske, Scott Stuhr  
Chairman of the Board, Darrell Miller

ATTEST: Sherry Schweitzer, Seward County Clerk

Affirmative Vote: Koci, Luebbe, Garske, Stuhr, Miller

Motion Carried

The Commissioners discussed awarding the motor grader bid. Jeff Fleishmann, who is the Road Dept. mechanic, made several comparisons of the Caterpillar vs. John Deere. Daehling stated several reasons for recommending the Nebraska Caterpillar bid.

Moved by Luebbe and seconded by Garske to award the bid for the Caterpillar M2 VHP 140 HP from Nebraska Machinery for \$258,700 with a buyback guarantee of \$140,000 that is in stock.

Affirmative Vote: Luebbe, Garske, Koci

Voting No: Stuhr, Miller

Motion Carried

The Commissioners discussed awarding culvert bids.

Moved by Stuhr and seconded by Garske to award culvert bids as per the Highway Supt recommendations and as below:

**2-2/3" x 1/2" RIVETED**

Size	Gage	<u>CONTECH</u>	<u>M.C.I.</u>	<u>M.C.I.</u>	<u>M.C.I.</u>
		Price Per foot	Price Per foot	Price 1' band	Price 2' band
18"	16		\$9.28	\$13.92	\$18.56
24"	16	\$12.14		\$18.63	\$24.84
30"	14	\$19.17		\$28.80	\$38.40
36"	14		\$22.89	\$34.34	\$45.78
42"	12	\$36.40		\$56.43	\$75.24
48"	12	\$41.54		\$64.29	\$85.72
54"	12	\$46.60		\$73.29	\$97.72
60"	10	\$65.80		\$103.13	\$137.50
72"	10	\$78.60		\$123.12	\$164.16

21x15	16		\$9.84	\$14.76	\$19.68
28x20	16	\$12.64		\$19.89	\$26.52
35x24	14	\$19.87		\$30.05	\$40.06
42x29	14		\$23.87	\$35.81	\$47.74
49x33	12	\$37.48		\$58.11	\$77.48
57x58	12	(57X38) \$43.00		\$66.06	\$88.08
64x43	12	\$48.60		\$75.29	\$100.38
71x47	10	\$67.80		\$105.33	\$140.44
83x57	8	\$96.80		\$156.42	\$208.56

**2-2/3" x 1/2" HELICAL** with recorrugated ends

Size	Gage	<u>CONTECH</u>	<u>Midwest</u>	<u>M.C.I.</u>	<u>M.C.I.</u>	<u>Midwest</u>
		Price Per foot	Price Per foot	Price 1' band	Price 2' band	Price 2' band
18"	16	\$9.40		\$14.73	\$19.64	

24"	16	\$11.92		\$19.70	\$26.28	
30"	14	\$18.82		\$30.45	\$40.60	
36"	14	\$22.60		\$36.31	\$48.42	
42"	12	\$35.80		\$59.67	\$79.56	
48"	12	\$40.80		\$67.97	\$90.62	
54"	12	\$45.80		\$77.49	\$103.32	
60"	10	\$64.70		\$109.05		\$138.06
72"	10	\$77.20		\$130.18		\$165.19

21x15	16	\$9.75		\$15.41	\$20.82	
28x20	16	\$12.35		\$21.03	\$28.04	
35x24	14	\$19.45		\$31.77	\$42.36	
42x29	14	\$23.40		37.86	\$50.48	
49x33	12	\$36.90		\$61.44	\$81.92	
57x58	12	(57X38) \$42.00		\$69.85	\$93.14	
64x43	12	\$47.30		\$79.59	\$106.12	
71x47	10	\$66.00		\$111.36	\$148.48	
83x57	8		(10G) \$87.79	\$165.39	\$220.52	

**3" x 1" HELICAL** with recorrugated ends

Size	Gage	M.C.I.	M.C.I.
		Price	Price
		Per foot	2' band
60"	14	\$50.00	\$100.00
72"	12	\$83.36	\$166.72
84"	12	\$97.04	\$194.08
96"	12	\$110.72	\$221.44
108"	10	\$158.56	\$317.12
120"	10	\$176.00	\$352.00

66x51	14	\$51.92	\$103.84
81x59	12	\$86.00	\$172.00
95x67	12	\$101.04	\$202.08
112x75	12	\$116.08	\$232.16
128x83	10	\$165.44	\$330.88
142x91	10	\$187.60	\$375.20

**5" x 1" HELICAL** with recorrugated ends

Size	Gage	CONTECH	Midwest	CONTECH	M.C.I.	Midwest
		Price	Price	Price	Price	Price
		Per foot	Per foot	2' band	2' band	2' band
60"	14	\$44.90			\$91.30	
60"	12	\$61.60			\$128.16	
72"	12	\$73.70			\$152.22	
72"	10	\$93.80				\$165.19
84"	12	\$85.80			\$177.12	
84"	10	\$110.00				\$192.28
96"	12	\$98.50			\$202.18	
96"	10	\$126.00				\$205.94
108"	10	\$142.00			\$289.50	
108"	8		\$171.77			\$326.07
120"	10	\$157.00			\$321.38	
120"	8	\$190.00				\$361.75

66x51	12	(14G) \$46.90		(14G) \$121.94		
81x59	12	\$75.80			\$157.04	
95x67	12	\$88.80			\$184.42	
95x67	10	\$113.00			\$234.22	
112x75	12	\$103.50			\$211.98	
112x75	10	\$129.00			\$267.92	
128x83	10	\$148.00			\$302.12	

128x83	8		\$177.64		\$337.10
142x91	10		\$168.98	\$342.62	
142x91	8		\$197.17		\$374.02

**END SECTIONS**

		<u>Ace/Eaton</u>	<u>CONTECH</u>	<u>M.C.I.</u>
<u>Size</u>	<u>Gage</u>	<u>Price</u>	<u>Price</u>	<u>Price</u>
18"	16		\$60.00	
24"	16		\$96.00	
30"	14		\$160.00	
36"	14		\$238.00	
42"	12		\$490.00	
48"	12		\$570.00	
54"	12		\$730.00	
60"	12		(10G) \$1040.00	
72"	12		(10G) \$1290.00	

21x15	16		\$59.00	
28x20	16			\$93.50
35x24	14			\$144.77
42x29	14		\$220.00	
49x33	12	\$375.00		
57x58	12			\$491.97
64x43	12		(12G) \$590.00	
71x47	12		(10G) \$750.00	
83x57	12		(8G) \$1110.00	

Affirmative Vote: Stuhr, Garske, Luebbe, Koci, Miller

Motion Carried

The Commissioners recessed at 9:15 a.m.

The Commissioners re-convened at 9:20 a.m.

Eric Williams, Public Defender was present to say he is trying to manage his office's caseload, but it is becoming clear he is not able to. He noted that felonies that his office is defending, is 3 times as what the previous public defender had. He stated that he has asked County Court not to give his private office any more appointments. He gave information about the caseload and numbers of hours associated to each case, depending on the type of case. He stated that as a "1 man office," he is not able to adequately defend cases. He is asking the Board to approve a 30 day period in which the courts would stop the public defender appointments.

Moved by Koci and seconded by Luebbe to allow the public defender to suspend appointments for cases for 30 days.

Affirmative Vote: Koci, Luebbe, Garske, Miller

Voting No: Stuhr

Motion Carried

The Commissioners discussed a possible relocation of the Extension office. Due to a possible construction of the Justice Center, they would have to relocate because the area encompassed by the Extension Office would be taken up by the Justice Center.

Dennis Kahl gave the Commissioners information on what their needs are.

Larry Goldberg of Goldberg Group Architects gave information on the latest of plans that his organization has formulated as part of his feasibility study. He stated that the plan has room for approximately 66 beds in the jail. Also included in the plans is office space for the County Judicial System and other related offices.

Moved by Garske and seconded by Luebbe to accept the recommendations of Goldberg Group Architects (GGA) feasibility study and select Option A – renovation/expansion of the current jail.

Affirmative Vote: Garske, Luebbe, Stuhr, Koci, Miller

Motion Carried

Moved by Koci and seconded by Stuhr approve the design scope and concepts described in the 4/1/14 planning documents: relocation of County offices, overall layout(s), etc.

Affirmative Vote: Koci, Stuhr, Luebbe, Garske, Miller Motion Carried

Moved by Stuhr and seconded by Garske approve the site plan, including removal of existing building structure and new on-site parking as well as 45 degree angled curbside parking.

Affirmative Vote: Stuhr, Garske, Luebbe, Koci, Miller Motion Carried

Moved by Koci and seconded by Stuhr to acknowledge proposed project cost estimate of \$11,850,000 (not to exceed \$12,000,000).

Affirmative Vote: Koci, Stuhr, Garske, Luebbe, Miller Motion Carried

Discussion was held involving the bidding/financing, construction management and other matters that involve the next steps of the project.

Known items on the agenda for Board of Equalization on April 8, 2014 are as follows:

- 8:30 a.m. Convene and announce Open Meetings Law
- Pledge of Allegiance
- Discuss/Action - Approve minutes of March 25, 2014
- Discuss/Action - Assessor Information Update

Known items on the agenda for Board of Commissioners on April 8, 2014 are as follows:

- 9:00 a.m. Convene and announce Open Meetings Law
- Pledge of Allegiance
- Discuss/Action - Approve minutes of April 1, 2014

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

- Discuss/Action – Public/Officials/Boards
- Commissioners Reports
- Right of Way Request(s): None
- Discuss/Action – Windstream emails
- 9:15 a.m. Discuss/Action – Rental Rates Bid Opening
- 9:30 a.m. Discuss/Action - Award bids for a full length mowing shredder
- 9:45 a.m. Discuss/Action – Open bids for Denton Road Grading Construction Project #C80(556) located between Sections 13 & 24 T9N R4E
- 10:00 a.m. Discuss/Action – Open bids for Seward North Bridge Construction & Grading Project #C-80(422) located between Sections 33 & 34 of T12N, R3E
- 10:15 a.m. Discuss/Action – Katrina Brabec/BRIDGES – Authorize Chairman to sign 2014-2015 Crime Commission Grants
- 10:30 a.m. Discuss/Action – Taylor Felix/HR Director - Personnel Board
- Recommendations for:
  - Recruitment Policy/Selection Policy and
  - Background Investigations for Employees, Interns & Volunteers Policy
- 10:45 a.m. Discuss/Action – Matt Wullenwaber/Mid-American Benefits – Health Insurance Renewal – Authorize Chairman to sign documents for Renewal

Moved by Koci and seconded by Stuhr to adjourn at 12:27 p.m.

Affirmative Vote: Koci, Stuhr, Garske, Luebbe, Miller

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 8<sup>th</sup> day of April 2014.

---

County Clerk

---

Chairman